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AT
OLYMPIA, THE STATE CAPITOL

2019 Regular Session
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Adjourned Sine Die April 28, 2019

VOLUME IV



Frank Chopp, Speaker
John Lovick, Speaker Pro Tempore
Bernard Dean, Chief Clerk

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SIXTY SIXTH LEGISLATURE - REGULAR SESSION

ONE HUNDRED FOURTH DAY

House Chamber, Olympia, Saturday, April 27, 2019

The House was called to order at 2:00 p.m. by the Speaker (Representative Lovick presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Leo O'Leary and Kean Joling. (Representative Lovick presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Representative Bob McCaslin, 4th Legislative District, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTIONS

HOUSE RESOLUTION NO. 2019-4634, by Representative Vick

WHEREAS, It is the policy of the Washington State House of Representatives to recognize excellence in every field of endeavor; and

WHEREAS, The Washougal High School Panthers are the 2019 2A Girls' Basketball State Champions; and

WHEREAS, The Washougal High School Panthers won the state championship in a dramatic overtime win; and

WHEREAS, The Washougal High School Panthers defeated the East Valley High School Knights at the Yakima Valley SunDome on March 2, 2019, by a score of 49-40; and

WHEREAS, Beyonce Bea was named the Greater St. Helens League 2A MVP for the third time; and

WHEREAS, The Washougal High School Panthers won the State Championship after an impressive string of wins; and

WHEREAS, The Panthers defeated defending 2A state champion, W.F. West, by 49-39 on February 28, 2019; and

WHEREAS, Freshman Jaiden Bea led all scorers in her first ever state tournament game with 18 points against the W.F. West Bearcats; and

WHEREAS, The Panthers would face off against the Clarkston Bantams within a short period of twenty-four hours; and

WHEREAS, Skylar Bea surprised Clarkston with two long-range 3 point shots; and

WHEREAS, Beyonce Bea scored 21 points, had 15 rebounds, five assists, and five steals against the Bantams; and

WHEREAS, The Washougal Panthers defeated the Clarkston Bantams on March 1st; and

WHEREAS, The title game was low scoring and defensive; and

WHEREAS, The title game was a repeat of a matchup between Washougal and East Valley after they played one week earlier in a regional seeding game; and

WHEREAS, Washougal would win the regional seeding game in Spokane; and

WHEREAS, Senior Beyonce Bea, leader of the Washougal Panthers Girls' Basketball Team, is headed for Division I basketball at the University of Idaho;

NOW, THEREFORE, BE IT RESOLVED, That on this day the Washington State House of Representatives congratulate the Washougal High School basketball team on their state championship, and congratulate their fans, supportive alumni, and the entire community for this phenomenal achievement; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to the Washougal High School Panthers basketball team and Head Coach Britney Knotts.

There being no objection, HOUSE RESOLUTION NO. 4634 was adopted.

HOUSE RESOLUTION NO. 2019-4635, by Representative Vick

WHEREAS, It is the policy of the Washington State House of Representatives to recognize excellence in every field of endeavor; and

WHEREAS, The Columbia River High School Chieftains are the 2018 2A Boys' Soccer State Champions; and

WHEREAS, The 2018 Columbia River High School Chieftains Soccer team held a perfect record of 23-0, without a tie, or forced extra time all season long; and

WHEREAS, The Columbia River High School Chieftains defeated the Burlington-Edison High School Tigers in the state championship at Sunset Chev Stadium in Sumner, Washington on May 26, 2018, by a score of 2-0; and

WHEREAS, The Columbia River Chieftains defeated the Clarkston Bantams by a score of 3-2 at the Kiggins Bowl in Vancouver, Washington on May 16, 2018, to advance to the quarter finals; and

WHEREAS, The Columbia River Chieftains defeated the Archbishop Murray Wildcats by a score of 3-1 at the Kiggins Bowl on May 19, 2018, to advance to the semifinals; and

WHEREAS, The Columbia River Chieftains defeated the Franklin Pierce Cardinals in a shutout by a score of 1-0 on May 25, 2018, at Sunset Chev Stadium in the semifinals; and

WHEREAS, In the finals, Chieftain Jack Kolosvary scored a goal in the 24th minute that deflected off a side wall and went into the goal uncontested; and

WHEREAS, Despite their weaker record, the Burlington-Edison Tigers fought hard against the Columbia River Chieftains; and

WHEREAS, Jack Kolosvary scored the Chieftain's second goal three minutes into the second half off a penalty kick; and

WHEREAS, Midfielder Ryan Connop and Defender Candler Bolte were both named to the Class 2A first team for their remarkable achievements; and

WHEREAS, Forward Jake Connop, Midfielder Jack Kolosvary, and Goalkeeper David Gonzalez were all named to the Class 2A second team for their remarkable achievements; and

WHEREAS, Head Coach Filomon Afenegus was named 2A Coach of the Year for his tremendous leadership;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives congratulate the Columbia River High School soccer team on their state championship, and congratulate their fans, supportive alumni, and the entire community for this amazing accomplishment; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to the Columbia River High School Chieftains soccer team and to Head Coach Filomon Afenegus.

There being no objection, HOUSE RESOLUTION NO. 4635 was adopted.

HOUSE RESOLUTION NO. 2019-4637, by Representative Corry

WHEREAS, Members of our Armed Services past and present have protected our national security and advanced our national interests to preserve our rights and freedoms; and

WHEREAS, Washington state has maintained a tradition of remembering and paying tribute to individual patriots whose courage and sacrifice to secure and defend our freedom go above and beyond normal standards of excellence in service; and

WHEREAS, Charles "Chuck" Walter Austin was born in Yakima, Washington, on January 17, 1926; and

WHEREAS, He voluntarily joined the United States Marine Corps in the spring of 1943; and

WHEREAS, After completing his initial tour of service, Charles "Chuck" Walter Austin was discharged; and

WHEREAS, Charles "Chuck" Walter Austin later rejoined the Marines when the hostilities in Korea began; and

WHEREAS, Charles "Chuck" Walter Austin valiantly served in World War II, the Korean War, and in Vietnam; and

WHEREAS, Charles "Chuck" Walter Austin received several military commendations including six Good Conduct Medals, the World War II Victory Medal, the Armed Forces Expeditionary Medal, the China Service Medal, the United Nations Service Medal, the Korean

Service Medal, the Asiatic Pacific Campaign Medal, the National Defense Service Medal, the Republic of Vietnam Campaign Medal, the Vietnam Service Medal, a Rifle Marksman Badge M-1, a Pistol Marksman Badge .45, a Presidential Unit Citation, and the Republic of Korea Presidential Unit Citation; and

WHEREAS, After many years of service, Charles "Chuck" Walter Austin retired in 1965 having reached the rank of Staff Sergeant; and

WHEREAS, The selfless sacrifice of Charles "Chuck" Walter Austin; his deceased wife Alice Austin; and his grown children Diana Wharton, Paul Fletterink, and Russell Fletterink deserve our utmost respect and honor;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives honor Charles "Chuck" Walter Austin for his years of military service through three wars, for his personal and professional integrity, and for his fearless defense of our nation; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to Charles "Chuck" Walter Austin.

There being no objection, HOUSE RESOLUTION NO. 4637 was adopted.

HOUSE RESOLUTION NO. 2019-4638, by Representative Dolan

WHEREAS, Excellence in education is vital to the success of our state and nation; and in the great state of Washington we seek the betterment of our population and look to provide each child and adolescent with a good education; and

WHEREAS, Education develops the intellect through lessons in literacy, math, and science, thereby preparing students for the responsibilities and opportunities of the future; and

WHEREAS, The character of our young people is strengthened by lessons in courage and compassion and serving a cause greater than one's self. By encouraging a spirit of service in our children, we create a more optimistic future for them and our state; and

WHEREAS, One shining example for all people of what education ought to be was provided by the Rebbe, Rabbi Menachem Schneerson, a global spiritual leader who dedicated his life to the betterment of mankind. A tireless advocate for youth around the world, the Rebbe emphasized the importance of education and good character and instilled the hope for a brighter future into the lives of countless people in the United States and across the globe; and

WHEREAS, As taught by Rabbi Schneerson, education should not be limited to the acquisition of knowledge and preparation for a career but for the betterment of society as a whole. The educational system must pay more attention to the building of character, emphasizing moral and ethical values, which are part of society's foundation; and

WHEREAS, In recognition of the Rebbe's outstanding and lasting contributions toward improvements in education, ethics, morality, and acts of charity, he has been awarded the Congressional Gold Medal and the United States Congress

has established his birth date as a national day to raise awareness and improve the education of our children; and

WHEREAS, The President of the United States has historically paid recognition to the Rebbe's vision each year on that day by proclaiming it *Education & Sharing Day USA*; and

WHEREAS, The President has proclaimed Tuesday, April 16, 2019, to be: EDUCATION AND SHARING DAY;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognize this day and call upon government officials, educators, volunteers, and all Washingtonians to reach out to young people and work to create a better, brighter, and more hopeful future for all.

There being no objection, HOUSE RESOLUTION NO. 4638 was adopted.

HOUSE RESOLUTION NO. 2019-4640, by Representative Thai

WHEREAS, Approximately 640,000 people in Washington (10.9 percent of the adult population) are diagnosed with diabetes and Washingtonians of Asian heritage comprised 7.8 percent of the population; and

WHEREAS, Diabetes is the fifth leading cause of death among Asian Americans. Asian Americans face a health care disparity in type 2 diabetes detection and diagnosis due to the current general guidelines that do not take into account lower body mass index which leads to 36 percent of misdiagnosed cases for Asian Americans over the age of 45; and

WHEREAS, Early detection and treatment can mitigate diabetes-related complications, risks, and costs. Interventions focusing on nutrition, physical activity, and healthy weight control have been shown to reverse prediabetes, improve glucose function in diabetics, and reduce the need for multiple medications; and

WHEREAS, Screening services for Asian and Pacific Islander Americans age 45 and older, at a BMI of 23kg/m2 will ensure early interventions that reduce negative comorbidities like heart diseases, kidney diseases, and limb amputation; and

WHEREAS, The World Health Organization recommends screening individuals identified as Asian at a lower body mass index in compared to other races, and the American Diabetes Association recommends that Asian Americans be tested for type 2 diabetes at a body mass index of 23; and

WHEREAS, The Asian American, Native Hawaiian, and Pacific Islander Diabetes Coalition has coordinated the "Screen at 23" campaign with the support of over forty national and regional health organizations;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives applaud the effort to educate and to promote evidence-based and scientific-based preventive screening and diabetic prevention by the Asian American, Native Hawaiian, and Pacific Islander Diabetes Coalition to further the Healthy People 2020 national initiative.

There being no objection, HOUSE RESOLUTION NO. 4640 was adopted.

The Speaker (Representative Lovick presiding) called upon Representative Sullivan to preside.

There being no objection, the House advanced to the eighth order of business.

MOTION

There being no objection, the Committee on Rules was relieved of SUBSTITUTE SENATE BILL NO. 5695 and the bill was placed on the second reading calendar:

The Speaker (Representative Sullivan presiding) called upon Representative Lovick to preside.

There being no objection, the House reverted to the third order of business.

MESSAGES FROM THE SENATE

April 26, 2019

MR. SPEAKER:

The Senate has adopted the report of the Conference Committee on SUBSTITUTE SENATE BILL NO. 5370, and has passed the bill as recommended by the Conference Committee.

Brad Hendrickson, Secretary

April 26, 2019

MR. SPEAKER:

The Senate concurred in the House amendment(s) to the following bills and passed the bills as amended by the House:

SECOND SUBSTITUTE SENATE BILL NO. 5846,
SUBSTITUTE SENATE BILL NO. 5861,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

April 26, 2019

MR. SPEAKER:

The President has signed:

HOUSE BILL NO. 1016,
SUBSTITUTE HOUSE BILL NO. 1083,
SUBSTITUTE HOUSE BILL NO. 1155,
ENGROSSED THIRD SUBSTITUTE HOUSE BILL
NO. 1324,
ENGROSSED SECOND SUBSTITUTE HOUSE
BILL NO. 1593,
SECOND SUBSTITUTE HOUSE BILL NO. 1767,
SECOND SUBSTITUTE HOUSE BILL NO. 1907,

ENGROSSED SECOND SUBSTITUTE HOUSE
BILL NO. 1923,
ENGROSSED HOUSE BILL NO. 2067,
HOUSE BILL NO. 2144,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

April 26, 2019

MR. SPEAKER:

The President has signed:

SECOND SUBSTITUTE SENATE BILL NO. 5082,
ENGROSSED SENATE BILL NO. 5274,
SUBSTITUTE SENATE BILL NO. 5652,
SECOND SUBSTITUTE SENATE BILL NO. 5672,
SUBSTITUTE SENATE BILL NO. 5714,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

There being no objection, the House advanced to the seventh order of business.

THIRD READING

CONFERENCE COMMITTEE REPORT

April 26, 2019

Engrossed Substitute Senate Bill No. 5526

Includes "New Item": YES

Mr. Speaker:

We of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE SENATE BILL NO. 5526, Increasing the availability of quality, affordable health coverage in the individual market, have had the same under consideration and we recommend that:

All previous amendments not be adopted and that the attached striking amendment be adopted and that the bill do pass as recommended by the Conference Committee

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 43.71 RCW to read as follows:

(1) The exchange, in consultation with the commissioner, the authority, an independent actuary, and other stakeholders, must establish up to three standardized health plans for each of the bronze, silver, and gold levels.

(a) The standardized health plans must be designed to reduce deductibles, make more services available before the deductible, provide predictable cost sharing, maximize

subsidies, limit adverse premium impacts, reduce barriers to maintaining and improving health, and encourage choice based on value, while limiting increases in health plan premium rates.

(b) The exchange may update the standardized health plans annually.

(c) The exchange must provide a notice and public comment period before finalizing each year's standardized health plans.

(d) The exchange must provide written notice of the standardized health plans to licensed health carriers by January 31st before the year in which the health plans are to be offered on the exchange. The exchange may make modifications to the standardized plans after January 31st to comply with changes to state or federal law or regulations.

(2)(a) Beginning January 1, 2021, any health carrier offering a qualified health plan on the exchange must offer one silver standardized health plan and one gold standardized health plan on the exchange. If a health carrier offers a bronze health plan on the exchange, it must offer one bronze standardized health plan on the exchange.

(b)(i) A health plan offering a standardized health plan under this section may also offer nonstandardized health plans on the exchange.

(ii) The exchange, in consultation with the office of the insurance commissioner, shall analyze the impact to exchange consumers of offering only standard plans beginning in 2025 and submit a report to the appropriate committees of the legislature by December 1, 2023. The report must include an analysis of how plan choice and affordability will be impacted for exchange consumers across the state.

(iii) The actuarial value of nonstandardized silver health plans offered on the exchange may not be less than the actuarial value of the standardized silver health plan with the lowest actuarial value.

(c) A health carrier offering a standardized health plan on the exchange under this section must continue to meet all requirements for qualified health plan certification under RCW 43.71.065 including, but not limited to, requirements relating to rate review and network adequacy.

NEW SECTION. Sec. 2. A new section is added to chapter 42.56 RCW to read as follows:

(1) Any data submitted by health carriers to the health benefit exchange for purposes of establishing standardized health plans under section 1 of this act are exempt from disclosure under this chapter. This subsection applies to health carrier data in the custody of the insurance commissioner for purposes of consulting with the health benefit exchange under section 1(1) of this act.

(2) Any data submitted by health carriers to the health care authority for purposes of section 3 of this act are exempt from disclosure under this chapter.

NEW SECTION. Sec. 3. A new section is added to chapter 41.05 RCW to read as follows:

(1) The authority, in consultation with the health benefit exchange, must contract with one or more health carriers to offer qualified health plans on the Washington health benefit exchange for plan years beginning in 2021. A health carrier contracting with the authority under this section must offer at least one bronze, one silver, and one gold qualified health plan in a single county or in multiple counties. The goal of the procurement conducted under this section is to have a choice of qualified health plans under this section offered in every county in the state. The authority may not execute a contract with an apparently successful bidder under this section until after the insurance commissioner has given final approval of the health carrier's rates and forms pertaining to the health plan to be offered under this section and certification of the health plan under RCW 43.71.065.

(2) A qualified health plan offered under this section must meet the following criteria:

(a) The qualified health plan must be a standardized health plan established under section 1 of this act;

(b) The qualified health plan must meet all requirements for qualified health plan certification under RCW 43.71.065 including, but not limited to, requirements relating to rate review and network adequacy;

(c) The qualified health plan must incorporate recommendations of the Robert Bree collaborative and the health technology assessment program;

(d) The qualified health plan may use an integrated delivery system or a managed care model that includes care coordination or care management to enrollees as appropriate;

(e) The qualified health plan must meet additional participation requirements to reduce barriers to maintaining and improving health and align to state agency value-based purchasing. These requirements may include, but are not limited to, standards for population health management; high-value, proven care; health equity; primary care; care coordination and chronic disease management; wellness and prevention; prevention of wasteful and harmful care; and patient engagement;

(f) To reduce administrative burden and increase transparency, the qualified health plan's utilization review processes must:

(i) Be focused on care that has high variation, high cost, or low evidence of clinical effectiveness; and

(ii) Meet national accreditation standards;

(g)(i) The total amount the qualified health plan reimburses providers and facilities for all covered benefits in the statewide aggregate, excluding pharmacy benefits, may not exceed one hundred sixty percent of the total amount Medicare would have reimbursed providers and facilities for the same or similar services in the statewide aggregate;

(ii) Beginning in calendar year 2023, if the authority determines that selective contracting will result in actuarially sound premium rates that are no greater than the qualified health plan's previous plan year rates adjusted for inflation using the consumer price index, the director may, in

consultation with the health benefit exchange, waive (g)(i) of this subsection as a requirement of the contracting process under this section;

(h) For services provided by rural hospitals certified by the centers for Medicare and Medicaid services as critical access hospitals or sole community hospitals, the rates may not be less than one hundred one percent of allowable costs as defined by the United States centers for Medicare and Medicaid services for purposes of Medicare cost reporting;

(i) Reimbursement for primary care services, as defined by the authority, provided by a physician with a primary specialty designation of family medicine, general internal medicine, or pediatric medicine, may not be less than one hundred thirty-five percent of the amount that would have been reimbursed under the Medicare program for the same or similar services; and

(j) The qualified health plan must comply with any requirements established by the authority to address amounts expended on pharmacy benefits including, but not limited to, increasing generic utilization and use of evidence-based formularies.

(3) Nothing in this section prohibits a health carrier offering qualified health plans under this section from offering other health plans in the individual market.

NEW SECTION. Sec. 4. A new section is added to chapter 41.05 RCW to read as follows:

The director may, in his or her sole discretion, waive the requirements of section 3(2)(g)(i) of this act if he or she finds that:

(1) A health carrier offering a qualified health plan under section 3 of this act is unable to form a provider network that meets the network access standards adopted by the insurance commissioner due to the requirements of section 3(2)(g)(i) of this act; and

(2) The health carrier is able to achieve actuarially sound premiums that are ten percent lower than the previous plan year through other means.

NEW SECTION. Sec. 5. (1) The health care authority, in consultation with the insurance commissioner and the Washington health benefit exchange, must submit a report and recommendations to the legislature by December 1, 2022, regarding:

(a) The impact on qualified health plan choice, affordability, and market stability of linking offering a qualified health plan under section 3 of this act with participation in programs administered by the public employees' benefits board, the school employees' benefits board, or the health care authority;

(b) The impact on qualified health plan choice, qualified health plan provider networks, affordability, and market stability of linking provider participation in the provider networks of qualified health plans offered under section 3 of this act with provider participation in provider networks of programs administered by the public employees' benefits board, the school employees' benefits board, or the health care authority;

(c) Whether the utilization review processes employed by a health carrier offering a qualified health plan under section 3 of this act should align with clinical criteria published by the health care authority; and

(d) Other issues the health care authority deems relevant to the successful implementation of this act.

(2) This section expires January 1, 2023.

NEW SECTION. Sec. 6. (1) The Washington health benefit exchange, in consultation with the health care authority and the insurance commissioner, must develop a plan to implement and fund premium subsidies for individuals whose modified adjusted gross incomes are less than five hundred percent of the federal poverty level and who are purchasing individual market coverage on the exchange. The goal of the plan is to enable participating individuals to spend no more than ten percent of their modified adjusted gross incomes on premiums. The plan must also include an assessment of providing cost-sharing reductions to plan participants and must assess the impact of premium subsidies on the uninsured rate.

(2) The Washington health benefit exchange must submit the plan, along with proposed implementing legislation, to the appropriate committees of the legislature by November 15, 2020.

(3) This section expires January 1, 2021.

NEW SECTION. Sec. 7. A new section is added to chapter 48.43 RCW to read as follows:

The commissioner shall submit an annual report to the appropriate committees of the legislature on the number of health plans available per county in the individual market.

NEW SECTION. Sec. 8. A new section is added to chapter 48.43 RCW to read as follows:

A carrier may not require a provider or facility participating in a qualified health plan under section 3 of this act to, as a condition of participation in a qualified health plan under section 3 of this act, accept a reimbursement rate for other health plans offered by the carrier at the same rate as the provider or facility is reimbursed for a qualified health plan under section 3 of this act.

NEW SECTION. Sec. 9. A new section is added to chapter 82.04 RCW to read as follows:

This chapter does not apply to amounts received by a health care provider for services performed on patients covered by a qualified health plan offered under section 3 of this act, including reimbursement from the qualified health plan and any amounts collected from the patient as part of his or her cost-sharing obligation.

NEW SECTION. Sec. 10. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2019, in the omnibus appropriations act, this act is null and void."

On page 1, line 2 of the title, after "market;" strike the remainder of the title and insert "adding a new section to chapter 43.71 RCW; adding a new section to chapter 42.56 RCW; adding new sections to chapter 41.05 RCW; adding

new sections to chapter 48.43 RCW; adding a new section to chapter 82.04 RCW; creating new sections; and providing expiration dates."

and that the bill do pass as recommended by the Conference Committee:

Senators Cleveland and Frockt
Representatives Cody and Macri

There being no objection, the House adopted the conference committee report on ENGROSSED SUBSTITUTE SENATE BILL NO. 5526 and advanced the bill as recommended by the conference committee to final passage.

FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY CONFERENCE COMMITTEE

Representative Cody spoke in favor of the passage of the bill as recommended by the conference committee.

Representative Schmick spoke against the passage of the bill as recommended by the conference committee.

MOTION

On motion of Representative Riccelli, Representative Entenman was excused.

The Speaker (Representative Lovick presiding) stated the question before the House to be final passage of Engrossed Substitute Senate Bill No. 5526, as recommended by the conference committee.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5526, as recommended by the conference committee, and the bill passed the House by the following votes: Yeas, 56; Nays, 41; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Mosbrucker, Orcutt, Rude, Schwern, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

Excused: Representative Entenman.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5526, as recommended by the conference committee, having received the constitutional majority, was declared passed.

CONFERENCE COMMITTEE REPORT

April 25, 2019

Substitute Senate Bill No. 5370

Includes "New Item": YES

Mr. Speaker:

We of your Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 5370, Creating a state commercial aviation coordinating commission, have had the same under consideration and we recommend that:

All previous amendments not be adopted and that the attached striking amendment be adopted

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 11. The legislature finds that with the increase in air traffic operations, combined with the projections for the rapid expansion of these operations in both the short and the long term, concerns regarding the environmental, health, social, and economic impacts of air traffic are increasing as well. The legislature also finds that advancing Washington's position as a national and international trading leader is dependent upon the development of a highly competitive, statewide passenger and cargo air transportation system. Therefore, the legislature seeks to identify a location for a new primary commercial aviation facility in Washington, taking into consideration the data and conclusions of appropriate air traffic studies, community representatives, and industry experts. Options for a new primary commercial aviation facility in Washington may include expansion of an existing airport facility. It is the intent of the legislature to establish a state commercial aviation coordinating commission to provide a location recommendation by January 1, 2022. The legislature also recognizes any preferred location will require substantial environmental, land use, governance, and funding decisions from state and local governments.

NEW SECTION. Sec. 12. (1) The state commercial aviation coordinating commission is created to carry out the functions of this chapter. The commission shall consist of fifteen voting members.

(2) The governor shall appoint thirteen voting members to represent the following interests:

(a) Four as representatives of commercial service airports and ports, one of whom shall represent a port located in a county with a population of two million or more, one of whom shall represent a port in eastern Washington with an airport runway of at least thirteen thousand five hundred feet in length, one of whom shall represent a commercial service airport in eastern Washington located in a county with a population of four hundred thousand or more, and one representing an association of ports;

(b) Three as representatives from the airline industry and the private sector;

(c) Two citizen representatives with one appointed from eastern Washington and one appointed from western Washington. The citizen appointees must:

(i) Represent the public interests in the communities that are included in the commission's site research; and

(ii) Understand the impacts of a large commercial aviation facility on a community;

(d) A representative from the freight forwarding industry;

(e) A representative from the trucking industry;

(f) A representative from a community organization that understands the impacts of a large commercial aviation facility on a community; and

(g) A representative from a statewide environmental organization.

(3) The remaining two members shall consist of:

(a) A representative from the department of commerce; and

(b) A representative from the division of aeronautics of the department of transportation.

(4) The commission shall invite the following nonvoting members:

(a) A representative from the Washington state aviation alliance;

(b) A representative from the department of defense;

(c) Two members from the senate, with one member from each of the two largest caucuses in the senate, appointed by the president of the senate;

(d) Two members from the house of representatives, with one member from each of the two largest caucuses in the house of representatives, appointed by the speaker of the house of representatives;

(e) A representative from the division of aeronautics of the department of transportation;

(f) A representative from an eastern Washington metropolitan planning organization;

(g) A representative from a western Washington metropolitan planning organization;

(h) A representative from an eastern Washington regional airport; and

(i) A representative from a western Washington regional airport.

(5) The governor may appoint additional nonvoting members as deemed appropriate.

(6) The commission shall select a chair from among its membership and shall adopt rules related to its powers and duties under this chapter.

(7) Legislative members of the commission are reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members are not entitled to be reimbursed for travel expenses if they are elected officials or are participating on behalf of an employer, governmental entity, or other organization. Any reimbursement for other nonlegislative members is subject to chapter 43.03 RCW. The commission has all powers necessary to carry out its duties as prescribed by this chapter.

(8) The department of transportation shall provide staff support for coordinating and administering the commission and technical assistance as requested by commission members. The department shall consider cost-saving options such as using online conferencing tools. Meetings shall be held in Olympia, Washington unless resources allow for alternative locations.

(9) At the direction of the commission, and as resources allow, the department of transportation is authorized to hire a consultant to assist with the review and research efforts of the commission. The contract is exempt from the competitive procurement requirements in chapter 39.26 RCW.

(10) The department of transportation shall convene the initial meeting of the commission as soon as practicable.

(11) This section expires July 1, 2022.

NEW SECTION. Sec. 13. (1) The state commercial aviation coordinating commission will review existing data and conduct research to determine Washington's long-range commercial aviation facility needs and the site of a new primary commercial aviation facility. Research for each potential site must include the feasibility of constructing a commercial aviation facility in that location and its potential environmental, community, and economic impacts. Options for a new primary commercial aviation facility in Washington may include expansion of an existing airport facility but may not include siting a facility on or in the vicinity of a military installation that would be incompatible with the installation's ability to carry out its mission requirements. The work of the commission shall include the following:

(a) Recommendations to the legislature on future Washington state long-range commercial aviation facility needs including possible additional aviation facilities or expansion of current aviation facilities, excluding those located in a county with a population of two million or more, to meet anticipated commercial aviation, general aviation, and air cargo demands; and

(b) Identifying a preferred location for a new primary commercial aviation facility. The commission shall make recommendations and shall select a single preferred location by a sixty percent majority vote using the following process:

(i) Initiating a broad review of potential sites;

(ii) Recommending a final short list of no more than six locations by January 1, 2021;

(iii) Identifying the top two locations from the final six locations by September 1, 2021; and

(iv) Identifying a single preferred location for a new primary commercial aviation facility by January 1, 2022.

(2) The commission shall submit a report of its findings and recommendations to the transportation committees of the legislature by January 1, 2022. The commission must allow a minority report to be included with the commission report if requested by a voting member of the commission.

(3) This section expires July 1, 2022.

NEW SECTION. Sec. 14. (1) The state commercial aviation coordinating commission shall project a timeline for the development of an additional commercial aviation facility that is completed and functional by 2040.

(2) This section expires July 1, 2022.

NEW SECTION. Sec. 15. (1) Nothing in this act shall be construed to endorse, limit, or otherwise alter existing or future plans for capital development and capacity enhancement at existing commercial airports in Washington.

(2) This section expires July 1, 2022."

On page 1, line 2 of the title, after "commission;" strike the remainder of the title and insert "creating new sections; and providing expiration dates."

and that the bill do pass as recommended by the Conference Committee:

Senators Keiser, Saldana and Warnick
Representatives Dent, Fey and Orwall

There being no objection, the House adopted the conference committee report on SUBSTITUTE SENATE BILL NO. 5370 and advanced the bill as recommended by the conference committee to final passage.

FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY CONFERENCE COMMITTEE

Representatives Orwall, Dent and Orcutt spoke in favor of the passage of the bill as recommended by the conference committee.

The Speaker (Representative Lovick presiding) stated the question before the House to be final passage of Substitute Senate Bill No. 5370, as recommended by the conference committee.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5370, as recommended by the conference committee, and the bill passed the House by the following votes: 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber,

McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

Excused: Representative Entenman.

SUBSTITUTE SENATE BILL NO. 5370, as recommended by the conference committee, having received the constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

April 26, 2019

MR. SPEAKER:

The Senate receded from its amendment(s) to ENGROSSED SUBSTITUTE HOUSE BILL NO. 1504, and under suspension of the rules returned ENGROSSED SUBSTITUTE HOUSE BILL NO. 1504 to second reading for purpose of amendment(s). The Senate further adopted amendment 1504-S.E AMS PEDE S4548.1 and passed the measure as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 16. RCW 9.94A.533 and 2018 c 7 s 8 are each amended to read as follows:

(1) The provisions of this section apply to the standard sentence ranges determined by RCW 9.94A.510 or 9.94A.517.

(2) For persons convicted of the anticipatory offenses of criminal attempt, solicitation, or conspiracy under chapter 9A.28 RCW, the standard sentence range is determined by locating the sentencing grid sentence range defined by the appropriate offender score and the seriousness level of the completed crime, and multiplying the range by seventy-five percent.

(3) The following additional times shall be added to the standard sentence range for felony crimes committed after July 23, 1995, if the offender or an accomplice was armed with a firearm as defined in RCW 9.41.010 and the offender is being sentenced for one of the crimes listed in this subsection as eligible for any firearm enhancements based on the classification of the completed felony crime. If the offender is being sentenced for more than one offense, the firearm enhancement or enhancements must be added to the total period of confinement for all offenses, regardless of which underlying offense is subject to a firearm enhancement. If the offender or an accomplice was armed with a firearm as defined in RCW 9.41.010 and the offender is being sentenced for an anticipatory offense under chapter 9A.28 RCW to commit one of the crimes listed in this subsection as eligible for any firearm enhancements, the

following additional times shall be added to the standard sentence range determined under subsection (2) of this section based on the felony crime of conviction as classified under RCW 9A.28.020:

(a) Five years for any felony defined under any law as a class A felony or with a statutory maximum sentence of at least twenty years, or both, and not covered under (f) of this subsection;

(b) Three years for any felony defined under any law as a class B felony or with a statutory maximum sentence of ten years, or both, and not covered under (f) of this subsection;

(c) Eighteen months for any felony defined under any law as a class C felony or with a statutory maximum sentence of five years, or both, and not covered under (f) of this subsection;

(d) If the offender is being sentenced for any firearm enhancements under (a), (b), and/or (c) of this subsection and the offender has previously been sentenced for any deadly weapon enhancements after July 23, 1995, under (a), (b), and/or (c) of this subsection or subsection (4)(a), (b), and/or (c) of this section, or both, all firearm enhancements under this subsection shall be twice the amount of the enhancement listed;

(e) Notwithstanding any other provision of law, all firearm enhancements under this section are mandatory, shall be served in total confinement, and shall run consecutively to all other sentencing provisions, including other firearm or deadly weapon enhancements, for all offenses sentenced under this chapter. However, whether or not a mandatory minimum term has expired, an offender serving a sentence under this subsection may be:

(i) Granted an extraordinary medical placement when authorized under RCW 9.94A.728(1)(c); or

(ii) Released under the provisions of RCW 9.94A.730;

(f) The firearm enhancements in this section shall apply to all felony crimes except the following: Possession of a machine gun or bump-fire stock, possessing a stolen firearm, drive-by shooting, theft of a firearm, unlawful possession of a firearm in the first and second degree, and use of a machine gun or bump-fire stock in a felony;

(g) If the standard sentence range under this section exceeds the statutory maximum sentence for the offense, the statutory maximum sentence shall be the presumptive sentence unless the offender is a persistent offender. If the addition of a firearm enhancement increases the sentence so that it would exceed the statutory maximum for the offense, the portion of the sentence representing the enhancement may not be reduced.

(4) The following additional times shall be added to the standard sentence range for felony crimes committed after July 23, 1995, if the offender or an accomplice was armed with a deadly weapon other than a firearm as defined in RCW 9.41.010 and the offender is being sentenced for one of the crimes listed in this subsection as eligible for any

deadly weapon enhancements based on the classification of the completed felony crime. If the offender is being sentenced for more than one offense, the deadly weapon enhancement or enhancements must be added to the total period of confinement for all offenses, regardless of which underlying offense is subject to a deadly weapon enhancement. If the offender or an accomplice was armed with a deadly weapon other than a firearm as defined in RCW 9A.010 and the offender is being sentenced for an anticipatory offense under chapter 9A.28 RCW to commit one of the crimes listed in this subsection as eligible for any deadly weapon enhancements, the following additional times shall be added to the standard sentence range determined under subsection (2) of this section based on the felony crime of conviction as classified under RCW 9A.28.020:

(a) Two years for any felony defined under any law as a class A felony or with a statutory maximum sentence of at least twenty years, or both, and not covered under (f) of this subsection;

(b) One year for any felony defined under any law as a class B felony or with a statutory maximum sentence of ten years, or both, and not covered under (f) of this subsection;

(c) Six months for any felony defined under any law as a class C felony or with a statutory maximum sentence of five years, or both, and not covered under (f) of this subsection;

(d) If the offender is being sentenced under (a), (b), and/or (c) of this subsection for any deadly weapon enhancements and the offender has previously been sentenced for any deadly weapon enhancements after July 23, 1995, under (a), (b), and/or (c) of this subsection or subsection (3)(a), (b), and/or (c) of this section, or both, all deadly weapon enhancements under this subsection shall be twice the amount of the enhancement listed;

(e) Notwithstanding any other provision of law, all deadly weapon enhancements under this section are mandatory, shall be served in total confinement, and shall run consecutively to all other sentencing provisions, including other firearm or deadly weapon enhancements, for all offenses sentenced under this chapter. However, whether or not a mandatory minimum term has expired, an offender serving a sentence under this subsection may be:

(i) Granted an extraordinary medical placement when authorized under RCW 9.94A.728(1)(c); or

(ii) Released under the provisions of RCW 9.94A.730;

(f) The deadly weapon enhancements in this section shall apply to all felony crimes except the following: Possession of a machine gun or bump-fire stock, possessing a stolen firearm, drive-by shooting, theft of a firearm, unlawful possession of a firearm in the first and second degree, and use of a machine gun or bump-fire stock in a felony;

(g) If the standard sentence range under this section exceeds the statutory maximum sentence for the offense, the

statutory maximum sentence shall be the presumptive sentence unless the offender is a persistent offender. If the addition of a deadly weapon enhancement increases the sentence so that it would exceed the statutory maximum for the offense, the portion of the sentence representing the enhancement may not be reduced.

(5) The following additional times shall be added to the standard sentence range if the offender or an accomplice committed the offense while in a county jail or state correctional facility and the offender is being sentenced for one of the crimes listed in this subsection. If the offender or an accomplice committed one of the crimes listed in this subsection while in a county jail or state correctional facility, and the offender is being sentenced for an anticipatory offense under chapter 9A.28 RCW to commit one of the crimes listed in this subsection, the following additional times shall be added to the standard sentence range determined under subsection (2) of this section:

(a) Eighteen months for offenses committed under RCW 69.50.401(2) (a) or (b) or 69.50.410;

(b) Fifteen months for offenses committed under RCW 69.50.401(2) (c), (d), or (e);

(c) Twelve months for offenses committed under RCW 69.50.4013.

For the purposes of this subsection, all of the real property of a state correctional facility or county jail shall be deemed to be part of that facility or county jail.

(6) An additional twenty-four months shall be added to the standard sentence range for any ranked offense involving a violation of chapter 69.50 RCW if the offense was also a violation of RCW 69.50.435 or 9.94A.827. All enhancements under this subsection shall run consecutively to all other sentencing provisions, for all offenses sentenced under this chapter.

(7) An additional two years shall be added to the standard sentence range for vehicular homicide committed while under the influence of intoxicating liquor or any drug as defined by RCW 46.61.502 for each prior offense as defined in RCW 46.61.5055.

Notwithstanding any other provision of law, all impaired driving enhancements under this subsection are mandatory, shall be served in total confinement, and shall run consecutively to all other sentencing provisions, including other impaired driving enhancements, for all offenses sentenced under this chapter.

An offender serving a sentence under this subsection may be granted an extraordinary medical placement when authorized under RCW 9.94A.728(1)(c).

(8)(a) The following additional times shall be added to the standard sentence range for felony crimes committed on or after July 1, 2006, if the offense was committed with sexual motivation, as that term is defined in RCW 9.94A.030. If the offender is being sentenced for more than one offense, the sexual motivation enhancement must be added to the total period of total confinement for all offenses, regardless of which underlying offense is subject to a sexual

motivation enhancement. If the offender committed the offense with sexual motivation and the offender is being sentenced for an anticipatory offense under chapter 9A.28 RCW, the following additional times shall be added to the standard sentence range determined under subsection (2) of this section based on the felony crime of conviction as classified under RCW 9A.28.020:

(i) Two years for any felony defined under the law as a class A felony or with a statutory maximum sentence of at least twenty years, or both;

(ii) Eighteen months for any felony defined under any law as a class B felony or with a statutory maximum sentence of ten years, or both;

(iii) One year for any felony defined under any law as a class C felony or with a statutory maximum sentence of five years, or both;

(iv) If the offender is being sentenced for any sexual motivation enhancements under (a)(i), (ii), and/or (iii) of this subsection and the offender has previously been sentenced for any sexual motivation enhancements on or after July 1, 2006, under (a)(i), (ii), and/or (iii) of this subsection, all sexual motivation enhancements under this subsection shall be twice the amount of the enhancement listed;

(b) Notwithstanding any other provision of law, all sexual motivation enhancements under this subsection are mandatory, shall be served in total confinement, and shall run consecutively to all other sentencing provisions, including other sexual motivation enhancements, for all offenses sentenced under this chapter. However, whether or not a mandatory minimum term has expired, an offender serving a sentence under this subsection may be:

(i) Granted an extraordinary medical placement when authorized under RCW 9.94A.728(1)(c); or

(ii) Released under the provisions of RCW 9.94A.730;

(c) The sexual motivation enhancements in this subsection apply to all felony crimes;

(d) If the standard sentence range under this subsection exceeds the statutory maximum sentence for the offense, the statutory maximum sentence shall be the presumptive sentence unless the offender is a persistent offender. If the addition of a sexual motivation enhancement increases the sentence so that it would exceed the statutory maximum for the offense, the portion of the sentence representing the enhancement may not be reduced;

(e) The portion of the total confinement sentence which the offender must serve under this subsection shall be calculated before any earned early release time is credited to the offender;

(f) Nothing in this subsection prevents a sentencing court from imposing a sentence outside the standard sentence range pursuant to RCW 9.94A.535.

(9) An additional one-year enhancement shall be added to the standard sentence range for the felony crimes of RCW 9A.44.073, 9A.44.076, 9A.44.079, 9A.44.083,

9A.44.086, or 9A.44.089 committed on or after July 22, 2007, if the offender engaged, agreed, or offered to engage the victim in the sexual conduct in return for a fee. If the offender is being sentenced for more than one offense, the one-year enhancement must be added to the total period of total confinement for all offenses, regardless of which underlying offense is subject to the enhancement. If the offender is being sentenced for an anticipatory offense for the felony crimes of RCW 9A.44.073, 9A.44.076, 9A.44.079, 9A.44.083, 9A.44.086, or 9A.44.089, and the offender attempted, solicited another, or conspired to engage, agree, or offer to engage the victim in the sexual conduct in return for a fee, an additional one-year enhancement shall be added to the standard sentence range determined under subsection (2) of this section. For purposes of this subsection, "sexual conduct" means sexual intercourse or sexual contact, both as defined in chapter 9A.44 RCW.

(10)(a) For a person age eighteen or older convicted of any criminal street gang-related felony offense for which the person compensated, threatened, or solicited a minor in order to involve the minor in the commission of the felony offense, the standard sentence range is determined by locating the sentencing grid sentence range defined by the appropriate offender score and the seriousness level of the completed crime, and multiplying the range by one hundred twenty-five percent. If the standard sentence range under this subsection exceeds the statutory maximum sentence for the offense, the statutory maximum sentence is the presumptive sentence unless the offender is a persistent offender.

(b) This subsection does not apply to any criminal street gang-related felony offense for which involving a minor in the commission of the felony offense is an element of the offense.

(c) The increased penalty specified in (a) of this subsection is unavailable in the event that the prosecution gives notice that it will seek an exceptional sentence based on an aggravating factor under RCW 9.94A.535.

(11) An additional twelve months and one day shall be added to the standard sentence range for a conviction of attempting to elude a police vehicle as defined by RCW 46.61.024, if the conviction included a finding by special allegation of endangering one or more persons under RCW 9.94A.834.

(12) An additional twelve months shall be added to the standard sentence range for an offense that is also a violation of RCW 9.94A.831.

(13) An additional twelve months shall be added to the standard sentence range for vehicular homicide committed while under the influence of intoxicating liquor or any drug as defined by RCW 46.61.520 or for vehicular assault committed while under the influence of intoxicating liquor or any drug as defined by RCW 46.61.522, or for any felony driving under the influence (RCW 46.61.502(6)) or felony physical control under the influence (RCW 46.61.504(6)) for each child passenger under the age of sixteen who is an occupant in the defendant's vehicle. These enhancements shall be mandatory, shall be served in total confinement, and shall run consecutively to all other

sentencing provisions, including other minor child enhancements, for all offenses sentenced under this chapter. If the addition of a minor child enhancement increases the sentence so that it would exceed the statutory maximum for the offense, the portion of the sentence representing the enhancement may not be reduced.

(14) An additional twelve months shall be added to the standard sentence range for an offense that is also a violation of RCW 9.94A.832.

Sec. 17. RCW 9.94A.729 and 2015 c 134 s 4 are each amended to read as follows:

(1)(a) The term of the sentence of an offender committed to a correctional facility operated by the department may be reduced by earned release time in accordance with procedures that shall be developed and adopted by the correctional agency having jurisdiction in which the offender is confined. The earned release time shall be for good behavior and good performance, as determined by the correctional agency having jurisdiction. The correctional agency shall not credit the offender with earned release credits in advance of the offender actually earning the credits.

(b) Any program established pursuant to this section shall allow an offender to earn early release credits for presentence incarceration. If an offender is transferred from a county jail to the department, the administrator of a county jail facility shall certify to the department the amount of time spent in custody at the facility and the number of days of early release credits lost or not earned. The department may approve a jail certification from a correctional agency that calculates early release time based on the actual amount of confinement time served by the offender before sentencing when an erroneous calculation of confinement time served by the offender before sentencing appears on the judgment and sentence. The department must adjust an offender's rate of early release listed on the jail certification to be consistent with the rate applicable to offenders in the department's facilities. However, the department is not authorized to adjust the number of presentence early release days that the jail has certified as lost or not earned.

(2)(a) An offender who has been convicted of a felony committed after July 23, 1995, that involves any applicable deadly weapon enhancements under RCW 9.94A.533 (3) or (4), or both, shall not receive any good time credits or earned release time for that portion of his or her sentence that results from any deadly weapon enhancements.

(b) An offender whose sentence includes any impaired driving enhancements under RCW 9.94A.533(7), minor child enhancements under RCW 9.94A.533(13), or both, shall not receive any good time credits or earned release time for any portion of his or her sentence that results from those enhancements.

(3) An offender may earn early release time as follows:

(a) In the case of an offender sentenced pursuant to RCW 10.95.030(3) or 10.95.035, the offender may not

receive any earned early release time during the minimum term of confinement imposed by the court; for any remaining portion of the sentence served by the offender, the aggregate earned release time may not exceed ten percent of the sentence.

(b) In the case of an offender convicted of a serious violent offense, or a sex offense that is a class A felony, committed on or after July 1, 1990, and before July 1, 2003, the aggregate earned release time may not exceed fifteen percent of the sentence.

(c) In the case of an offender convicted of a serious violent offense, or a sex offense that is a class A felony, committed on or after July 1, 2003, the aggregate earned release time may not exceed ten percent of the sentence.

(d) An offender is qualified to earn up to fifty percent of aggregate earned release time if he or she:

(i) Is not classified as an offender who is at a high risk to reoffend as provided in subsection (4) of this section;

(ii) Is not confined pursuant to a sentence for:

(A) A sex offense;

(B) A violent offense;

(C) A crime against persons as defined in RCW 9.94A.411;

(D) A felony that is domestic violence as defined in RCW 10.99.020;

(E) A violation of RCW 9A.52.025 (residential burglary);

(F) A violation of, or an attempt, solicitation, or conspiracy to violate, RCW 69.50.401 by manufacture or delivery or possession with intent to deliver methamphetamine; or

(G) A violation of, or an attempt, solicitation, or conspiracy to violate, RCW 69.50.406 (delivery of a controlled substance to a minor);

(iii) Has no prior conviction for the offenses listed in (d)(ii) of this subsection;

(iv) Participates in programming or activities as directed by the offender's individual reentry plan as provided under RCW 72.09.270 to the extent that such programming or activities are made available by the department; and

(v) Has not committed a new felony after July 22, 2007, while under community custody.

(e) In no other case shall the aggregate earned release time exceed one-third of the total sentence.

(4) The department shall perform a risk assessment of each offender who may qualify for earned early release under subsection (3)(d) of this section utilizing the risk assessment tool recommended by the Washington state institute for public policy. Subsection (3)(d) of this section does not apply to offenders convicted after July 1, 2010.

(5)(a) A person who is eligible for earned early release as provided in this section and who will be

supervised by the department pursuant to RCW 9.94A.501 or 9.94A.5011, shall be transferred to community custody in lieu of earned release time;

(b) The department shall, as a part of its program for release to the community in lieu of earned release, require the offender to propose a release plan that includes an approved residence and living arrangement. All offenders with community custody terms eligible for release to community custody in lieu of earned release shall provide an approved residence and living arrangement prior to release to the community;

(c) The department may deny transfer to community custody in lieu of earned release time if the department determines an offender's release plan, including proposed residence location and living arrangements, may violate the conditions of the sentence or conditions of supervision, place the offender at risk to violate the conditions of the sentence, place the offender at risk to reoffend, or present a risk to victim safety or community safety. The department's authority under this section is independent of any court-ordered condition of sentence or statutory provision regarding conditions for community custody;

(d) If the department is unable to approve the offender's release plan, the department may do one or more of the following:

(i) Transfer an offender to partial confinement in lieu of earned early release for a period not to exceed three months. The three months in partial confinement is in addition to that portion of the offender's term of confinement that may be served in partial confinement as provided in RCW 9.94A.728~~((5))~~ (1)(e);

(ii) Provide rental vouchers to the offender for a period not to exceed three months if rental assistance will result in an approved release plan.

A voucher must be provided in conjunction with additional transition support programming or services that enable an offender to participate in services including, but not limited to, substance abuse treatment, mental health treatment, sex offender treatment, educational programming, or employment programming;

(e) The department shall maintain a list of housing providers that meets the requirements of RCW 72.09.285. If more than two voucher recipients will be residing per dwelling unit, as defined in RCW 59.18.030, rental vouchers for those recipients may only be paid to a housing provider on the department's list;

(f) For each offender who is the recipient of a rental voucher, the department shall gather data as recommended by the Washington state institute for public policy in order to best demonstrate whether rental vouchers are effective in reducing recidivism.

(6) An offender serving a term of confinement imposed under RCW 9.94A.670(5)(a) is not eligible for earned release credits under this section.

Sec. 18. RCW 10.21.055 and 2016 c 203 s 16 are each amended to read as follows:

(1)(a) When any person charged with a violation of RCW 46.61.502, 46.61.504, 46.61.520, or 46.61.522, in which the person has a prior offense as defined in RCW 46.61.5055 and the current offense involves alcohol, is released from custody at arraignment or trial on bail or personal recognizance, the court authorizing the release shall require, as a condition of release that person comply with one of the following four requirements:

(i) Have a functioning ignition interlock device installed on all motor vehicles operated by the person, with proof of installation filed with the court by the person or the certified interlock provider within five business days of the date of release from custody or as soon thereafter as determined by the court based on availability within the jurisdiction; or

(ii) Comply with 24/7 sobriety program monitoring, as defined in RCW 36.28A.330; or

(iii) Have an ignition interlock device on all motor vehicles operated by the person pursuant to (a)(i) of this subsection and submit to 24/7 sobriety program monitoring pursuant to (a)(ii) of this subsection, if available, or alcohol monitoring, at the expense of the person, as provided in RCW 46.61.5055(5) (b) and (c); or

(iv) Have an ignition interlock device on all motor vehicles operated by the person and that such person agrees not to operate any motor vehicle without an ignition interlock device as required by the court. Under this subsection (1)(a)(iv), the person must file a sworn statement with the court upon release at arraignment that states the person will not operate any motor vehicle without an ignition interlock device while the ignition interlock restriction is imposed by the court. Such person must also submit to 24/7 sobriety program monitoring pursuant to (a)(ii) of this subsection, if available, or alcohol monitoring, at the expense of the person, as provided in RCW 46.61.5055(5) (b) and (c).

(b) The court shall immediately notify the department of licensing when an ignition interlock restriction is imposed~~((+ (i)))~~ as a condition of release ~~((pursuant to (a) of this subsection;))~~ or ~~((ii))~~ after conviction in instances where a person is charged with, or convicted of, a violation of RCW 46.61.502, 46.61.504, 46.61.520, or 46.61.522~~((, and the offense involves alcohol))~~. If the court imposes an ignition interlock restriction, the department of licensing shall attach or imprint a notation on the driving record of any person restricted under this section stating that the person may operate only a motor vehicle equipped with a functioning ignition interlock device.

(2)(a) Upon acquittal or dismissal of all pending or current charges relating to a violation of RCW 46.61.502, 46.61.504, 46.61.520, or 46.61.522, or equivalent local ordinance, the court shall authorize removal of the ignition interlock device and lift any requirement to comply with electronic alcohol/drug monitoring imposed under subsection (1) of this section. Nothing in this section limits

the authority of the court or department under RCW 46.20.720.

(b) If the court authorizes removal of an ignition interlock device imposed under this section, the court shall immediately notify the department of licensing regarding the lifting of the ignition interlock restriction and the department of licensing shall release any attachment, imprint, or notation on such person's driving record relating to the ignition interlock requirement imposed under this section.

(3) When an ignition interlock restriction imposed as a condition of release is canceled, the court shall provide a defendant with a written order confirming release of the restriction. The written order shall serve as proof of release of the restriction until which time the department of licensing updates the driving record.

Sec. 19. RCW 38.52.430 and 2012 c 183 s 6 are each amended to read as follows:

A person whose intoxication causes an incident resulting in an appropriate emergency response, and who, in connection with the incident, has been found guilty of or has had their prosecution deferred for (1) driving while under the influence of intoxicating liquor or any drug, RCW 46.61.502; (2) physical control of a motor vehicle while under the influence of intoxicating liquor or any drug, RCW 46.61.504; (3) operating an aircraft under the influence of intoxicants or drugs, RCW 47.68.220; ~~((3))~~ (4) use of a vessel while under the influence of alcohol or drugs, RCW 79A.60.040; ~~((4))~~ (5) vehicular homicide while under the influence of intoxicating liquor or any drug, RCW 46.61.520(1)(a); or ~~((5))~~ (6) vehicular assault while under the influence of intoxicating liquor or any drug, RCW 46.61.522(1)(b), is liable for the expense of an emergency response by a public agency to the incident.

The expense of an emergency response is a charge against the person liable for expenses under this section. The charge constitutes a debt of that person and is collectible by the public agency incurring those costs in the same manner as in the case of an obligation under a contract, expressed or implied. Following a conviction of an offense listed in this section, and prior to sentencing, the prosecution may present to the court information setting forth the expenses incurred by the public agency for its emergency response to the incident. Upon a finding by the court that the expenses are reasonable, the court shall order the defendant to reimburse the public agency. The cost reimbursement shall be included in the sentencing order as an additional monetary obligation of the defendant and may not be substituted for any other fine or cost required or allowed by statute. The court may establish a payment schedule for the payment of the cost reimbursement, separate from any payment schedule imposed for other fines and costs. All payments for the cost reimbursement must be remitted directly to the public agency or agencies that incurred the cost associated with the emergency response.

In no event shall a person's liability under this section for the expense of an emergency response exceed two thousand five hundred dollars for a particular incident.

If more than one public agency makes a claim for payment from an individual for an emergency response to a single incident under the provisions of this section, and the sum of the claims exceeds the amount recovered, the division of the amount recovered shall be determined by an interlocal agreement consistent with the requirements of chapter 39.34 RCW.

Sec. 20. RCW 46.20.245 and 2005 c 288 s 1 are each amended to read as follows:

(1) Whenever the department proposes to withhold the driving privilege of a person or disqualify a person from operating a commercial motor vehicle and this action is made mandatory by the provisions of this chapter or other law, the department must give notice to the person in writing by posting in the United States mail, appropriately addressed, postage prepaid, or by personal service. Notice by mail is given upon deposit in the United States mail. Notice given under this subsection must specify the date upon which the driving privilege is to be withheld which shall not be less than forty-five days after the original notice is given.

(2) For persons subject to suspension, revocation, or denial of a driver's license who are eligible for full credit under RCW 46.61.5055(9)(b)(ii), the notice in subsection (1) of this section must also notify the person of the obligation to complete the requirements under RCW 46.20.311 and pay the probationary license fee under RCW 46.20.355 by the date specified in the notice in order to avoid license suspension.

(3) Within fifteen days after notice has been given to a person under subsection (1) of this section, the person may request in writing an administrative review before the department. If the request is mailed, it must be postmarked within fifteen days after the date the department has given notice. If a person fails to request an administrative review within fifteen days after the date the department gives notice, the person is considered to have defaulted and loses his or her right to an administrative review unless the department finds good cause for a request after the fifteen-day period.

(a) An administrative review under this subsection shall consist solely of an internal review of documents and records submitted or available to the department, unless the person requests an interview before the department, in which case all or any part of the administrative review may, at the discretion of the department, be conducted by telephone or other electronic means.

(b) The only issues to be addressed in the administrative review are:

(i) Whether the records relied on by the department identify the correct person; and

(ii) Whether the information transmitted from the court or other reporting agency or entity regarding the person accurately describes the action taken by the court or other reporting agency or entity.

(c) For the purposes of this section, the notice received from a court or other reporting agency or entity,

regardless of form or format, is prima facie evidence that the information from the court or other reporting agency or entity regarding the person is accurate. A person requesting administrative review has the burden of showing by a preponderance of the evidence that the person is not subject to the withholding of the driving privilege.

(d) The action subject to the notification requirements of subsection (1) of this section shall be stayed during the administrative review process.

(e) Judicial review of a department order affirming the action subject to the notification requirements of subsection (1) of this section after an administrative review shall be available in the same manner as provided in RCW 46.20.308~~((9))~~ (8). The department shall certify its record to the court within thirty days after service upon the department of the petition for judicial review. The action subject to the notification requirements of subsection (1) of this section shall not automatically be stayed during the judicial review. If judicial relief is sought for a stay or other temporary remedy from the department's action, the court shall not grant relief unless the court finds that the appellant is likely to prevail in the appeal and that without a stay the appellant will suffer irreparable injury.

~~((3))~~ (4) The department may adopt rules that are considered necessary or convenient by the department for purposes of administering this section, including, but not limited to, rules regarding expedited procedures for issuing orders and expedited notice procedures.

~~((4))~~ (5) This section does not apply where an opportunity for an informal settlement, driver improvement interview, or formal hearing is otherwise provided by law or rule of the department.

Sec. 21. RCW 46.20.3101 and 2016 c 203 s 18 are each amended to read as follows:

Pursuant to RCW 46.20.308, the department shall suspend, revoke, or deny the arrested person's license, permit, or privilege to drive as follows:

(1) In the case of a person who has refused a test or tests:

(a) For a first refusal within seven years, where there has not been a previous incident within seven years that resulted in administrative action under this section, revocation or denial for one year;

(b) For a second or subsequent refusal within seven years, or for a first refusal where there has been one or more previous incidents within seven years that have resulted in administrative action under this section, revocation or denial for two years or until the person reaches age twenty-one, whichever is longer.

(2) In the case of an incident where a person has submitted to or been administered a test or tests indicating that the alcohol concentration of the person's breath or blood was 0.08 or more, or that the THC concentration of the person's blood was 5.00 or more:

(a) For a first incident within seven years, where there has not been a previous incident within seven years that resulted in administrative action under this section, suspension for ninety days, unless the person successfully completes or is enrolled in a pretrial 24/7 sobriety program;

(b) For a second or subsequent incident within seven years, revocation or denial for two years.

(3) In the case of an incident where a person under age twenty-one has submitted to or been administered a test or tests indicating that the alcohol concentration of the person's breath or blood was 0.02 or more, or that the THC concentration of the person's blood was above 0.00:

(a) For a first incident within seven years, suspension or denial for ninety days;

(b) For a second or subsequent incident within seven years, revocation or denial for one year or until the person reaches age twenty-one, whichever is longer.

(4) The department shall grant credit on a day-for-day basis for ~~((any portion of))~~ a suspension, revocation, or denial ~~((already served))~~ imposed under this section for any portion of a suspension, revocation, or denial ((imposed)) already served under RCW 46.61.5055 arising out of the same incident. If a person has already served a suspension, revocation, or denial under RCW 46.61.5055 for a period equal to or greater than the period imposed under this section, the department shall provide notice of full credit, shall provide for no further suspension or revocation under this section, and shall impose no additional reissue fees for this credit.

Sec. 22. RCW 46.20.355 and 1998 c 209 s 3 and 1998 c 41 s 5 are each reenacted and amended to read as follows:

(1) Upon receipt of an abstract indicating a deferred prosecution has been granted under RCW 10.05.060, or upon receipt of a notice of conviction of RCW 46.61.502 or 46.61.504, the department of licensing shall order the person to surrender any nonprobationary Washington state driver's license that may be in his or her possession. The department shall revoke the license, permit, or privilege to drive of any person who fails to surrender it as required by this section for one year, unless the license has been previously surrendered to the department, a law enforcement officer, or a court, or the person has completed an affidavit of lost, stolen, destroyed, or previously surrendered license, such revocation to take effect thirty days after notice is given of the requirement for license surrender.

(2) The department shall place a person's driving privilege in probationary status as required by RCW 10.05.060 or 46.61.5055 for a period of five years from the date the probationary status is required to go into effect.

(3) Following receipt of an abstract indicating a deferred prosecution has been granted under RCW 10.05.060, or upon reinstatement or reissuance of a driver's license suspended or revoked as the result of a conviction of RCW 46.61.502 or 46.61.504, the department shall require the person to obtain a probationary license in order to operate

a motor vehicle in the state of Washington, except as otherwise exempt under RCW 46.20.025. The department shall not issue the probationary license unless the person is otherwise qualified for licensing, and the person must renew the probationary license on the same cycle as the person's regular license would have been renewed until the expiration of the five-year probationary status period imposed under subsection (2) of this section.

(4) If a person is eligible for full credit under RCW 46.61.5055(9)(b)(ii) and, by the date specified in the notice issued under RCW 46.20.245, has completed the requirements under RCW 46.20.311 and paid the fee under subsection (5) of this section, the department shall issue a probationary license on the date specified in the notice with no further action required of the person.

(5) For each original issue or renewal of a probationary license under this section, the department shall charge a fee of fifty dollars in addition to any other licensing fees required. Except for when renewing a probationary license, the department shall waive the requirement to obtain an additional probationary license and the fifty dollar fee if the person has a probationary license in his or her possession at the time a new probationary license is required.

~~((5))~~ (6) A probationary license shall enable the department and law enforcement personnel to determine that the person is on probationary status. The fact that a person's driving privilege is in probationary status or that the person has been issued a probationary license shall not be a part of the person's record that is available to insurance companies.

Sec. 23. RCW 46.20.720 and 2017 c 336 s 5 are each amended to read as follows:

(1) **Ignition interlock restriction.** The department shall require that a person may drive only a motor vehicle equipped with a functioning ignition interlock device:

(a) **Pretrial release.** Upon receipt of notice from a court that an ignition interlock device restriction has been imposed under RCW 10.21.055;

(b) **Ignition interlock driver's license.** As required for issuance of an ignition interlock driver's license under RCW 46.20.385;

(c) **Deferred prosecution.** Upon receipt of notice from a court that the person is participating in a deferred prosecution program under RCW 10.05.020 for a violation of:

(i) RCW 46.61.502 or 46.61.504 or an equivalent local ordinance; or

(ii) RCW 46.61.5249 or 46.61.500 or an equivalent local ordinance if the person would be required under RCW 46.61.5249(4) or 46.61.500(3) (a) or (b) to install an ignition interlock device on all vehicles operated by the person in the event of a conviction;

(d) **Post conviction.** After any applicable period of mandatory suspension, revocation, or denial of driving privileges:

(i) Due to a conviction of a violation of RCW 46.61.502 or 46.61.504 or an equivalent local or out-of-state statute or ordinance; or

(ii) Due to a conviction of a violation of RCW 46.61.5249 or 46.61.500 or an equivalent local ordinance if the person is required under RCW 46.61.5249(4) or 46.61.500(3) (a) or (b) to install an ignition interlock device on all vehicles operated by the person; or

(e) **Court order.** Upon receipt of an order by a court having jurisdiction that a person charged or convicted of any offense involving the use, consumption, or possession of alcohol while operating a motor vehicle may drive only a motor vehicle equipped with a functioning ignition interlock. The court shall establish a specific calibration setting at which the ignition interlock will prevent the vehicle from being started. The court shall also establish the period of time for which ignition interlock use will be required.

(2) **Calibration.** Unless otherwise specified by the court for a restriction imposed under subsection (1)(e) of this section, the ignition interlock device shall be calibrated to prevent the motor vehicle from being started when the breath sample provided has an alcohol concentration of 0.020 or more.

(3) **Duration of restriction.** A restriction imposed under:

(a) Subsection (1)(a) of this section shall remain in effect until:

(i) The court has authorized the removal of the device under RCW 10.21.055; or

(ii) The department has imposed a restriction under subsection (1)(b), (c), or (d) of this section arising out of the same incident.

(b) Subsection (1)(b) of this section remains in effect during the validity of any ignition interlock driver's license that has been issued to the person.

(c) Subsection (1)(c)(i) or (d)(i) of this section shall be for no less than:

(i) For a person who has not previously been restricted under this subsection, a period of one year;

(ii) For a person who has previously been restricted under (c)(i) of this subsection, a period of five years;

(iii) For a person who has previously been restricted under (c)(ii) of this subsection, a period of ten years.

The restriction of a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 or an equivalent local ordinance and who committed the offense while ~~((a))~~ one or more passengers under the age of sixteen ~~((was))~~ were in the vehicle shall be extended for an additional ~~((six-month))~~ period as required by RCW 46.61.5055(6)(a).

(d) Subsection (1)(c)(ii) or (d)(ii) of this section shall be for a period of no less than six months.

(e) The period of restriction under (c) or (d) of this subsection shall be extended by one hundred eighty days whenever the department receives notice that the restricted person has been convicted under RCW 46.20.740 or 46.20.750.

(f) Subsection (1)(e) of this section shall remain in effect for the period of time specified by the court.

(g) The period of restriction under (c) and (d) of this subsection based on incidents occurring on or after June 9, 2016, must be tolled for any period in which the person does not have an ignition interlock device installed on a vehicle owned or operated by the person unless the person receives a determination from the department that the person is unable to operate an ignition interlock device due to a physical disability. The department's determination that a person is unable to operate an ignition interlock device must be reasonable and be based upon good and substantial evidence. This determination is subject to review by a court of competent jurisdiction. The department may charge a person seeking a medical exemption under this subsection a reasonable fee for the assessment.

(4) **Requirements for removal.** A restriction imposed under subsection (1)(c) or (d) of this section shall remain in effect until the department receives a declaration from the person's ignition interlock device vendor, in a form provided or approved by the department, certifying that there have been none of the following incidents in the one hundred eighty consecutive days prior to the date of release:

(a) Any attempt to start the vehicle with a breath alcohol concentration of 0.04 or more unless a subsequent test performed within ten minutes registers a breath alcohol concentration lower than 0.04 and the digital image confirms the same person provided both samples;

(b) Failure to take any random test unless a review of the digital image confirms that the vehicle was not occupied by the driver at the time of the missed test;

(c) Failure to pass any random retest with a breath alcohol concentration of ~~((0.025))~~ 0.020 or lower unless a subsequent test performed within ten minutes registers a breath alcohol concentration lower than ~~((0.025))~~ 0.020, and the digital image confirms the same person provided both samples; or

(d) Failure of the person to appear at the ignition interlock device vendor when required for maintenance, repair, calibration, monitoring, inspection, or replacement of the device.

(5) **Day-for-day credit.** (a) The time period during which a person has an ignition interlock device installed in order to meet the requirements of subsection (1)(b) of this section shall apply on a day-for-day basis toward satisfying the period of time the ignition interlock device restriction is imposed under subsection (1)(c) or (d) of this section arising out of the same incident.

(b) The department must also give the person a day-for-day credit for any time period, beginning from the date of the incident, during which the person kept an ignition interlock device installed on all vehicles the person operates,

other than those subject to the employer exemption under subsection (6) of this section.

(c) If the day-for-day credit granted under this subsection equals or exceeds the period of time the ignition interlock device restriction is imposed under subsection (1)(c) or (d) of this section arising out of the same incident, and the person has already met the requirements for removal of the device under subsection (4) of this section, the department may waive the requirement that a device be installed or that the person again meet the requirements for removal.

(6) **Employer exemption.** (a) Except as provided in (b) of this subsection, the installation of an ignition interlock device is not necessary on vehicles owned, leased, or rented by a person's employer and on those vehicles whose care and/or maintenance is the temporary responsibility of the employer, and driven at the direction of a person's employer as a requirement of employment during working hours. The person must provide the department with a declaration pursuant to RCW 9A.72.085 from his or her employer stating that the person's employment requires the person to operate a vehicle owned by the employer or other persons during working hours.

(b) The employer exemption does not apply when the employer's vehicle is assigned exclusively to the restricted driver and used solely for commuting to and from employment.

(7) **Ignition interlock device revolving account.** In addition to any other costs associated with the use of an ignition interlock device imposed on the person restricted under this section, the person shall pay an additional fee of twentyone dollars per month. Payments must be made directly to the ignition interlock company. The company shall remit the additional fee to the department to be deposited into the ignition interlock device revolving account, except that the company may retain twenty-five cents per month of the additional fee to cover the expenses associated with administering the fee. The department may waive the monthly fee if the person is indigent under RCW 10.101.010.

(8) **Foreign jurisdiction.** For a person restricted under this section who is residing outside of the state of Washington, the department may accept verification of installation of an ignition interlock device by an ignition interlock company authorized to do business in the jurisdiction in which the person resides, provided the device meets any applicable requirements of that jurisdiction. The department may waive the monthly fee required by subsection (7) of this section if collection of the fee would be impractical in the case of a person residing in another jurisdiction.

Sec. 24. RCW 46.20.740 and 2015 2nd sp.s. c 3 s 4 are each amended to read as follows:

(1) The department shall attach or imprint a notation on the driving record of any person restricted under RCW 46.20.720, 46.61.5055, or 10.05.140 stating that the person may operate only a motor vehicle equipped with a

functioning ignition interlock device. The department shall determine the person's eligibility for licensing based upon written verification by a company doing business in the state that it has installed the required device on a vehicle owned or operated by the person seeking reinstatement. If, based upon notification from the interlock provider or otherwise, the department determines that an ignition interlock required under this section is no longer installed or functioning as required, the department shall suspend the person's license or privilege to drive. Whenever the license or driving privilege of any person is suspended or revoked as a result of noncompliance with an ignition interlock requirement, the suspension shall remain in effect until the person provides notice issued by a company doing business in the state that a vehicle owned or operated by the person is equipped with a functioning ignition interlock device.

(2) It is a gross misdemeanor for a person with such a notation on his or her driving record to operate a motor vehicle that is not so equipped, unless the notation resulted from a restriction imposed as a condition of release and the restriction has been released by the court prior to driving. Any time a person is convicted under this section, the court shall immediately notify the department for purposes of RCW 46.20.720(3)(e).

(3) Any sentence imposed for a violation of subsection (2) of this section shall be served consecutively with any sentence imposed under RCW 46.20.750, 46.61.502, 46.61.504, or 46.61.5055.

Sec. 25. RCW 46.20.750 and 2015 2nd sp.s. c 3 s 6 are each amended to read as follows:

(1) A person who is restricted to the use of a vehicle equipped with an ignition interlock device is guilty of a gross misdemeanor if the restricted driver:

(a) Tamper with the device by modifying, detaching, disconnecting, or otherwise disabling it to allow the restricted driver to operate the vehicle;

(b) Uses or requests another person to use a filter or other device to circumvent the ignition interlock or to start or operate the vehicle to allow the restricted driver to operate the vehicle;

(c) Has, directs, authorizes, or requests another person to tamper with the device by modifying, detaching, disconnecting, or otherwise disabling it to allow the restricted driver to operate the vehicle; or

(d) Has, allows, directs, authorizes, or requests another person to blow or otherwise exhale into the device in order to circumvent the device to allow the restricted driver to operate the vehicle.

(2) A person who knowingly assists another person who is restricted to the use of a vehicle equipped with an ignition interlock device to circumvent the device or to start and operate that vehicle is guilty of a gross misdemeanor. The provisions of this subsection do not apply if the starting of a motor vehicle, or the request to start a motor vehicle, equipped with an ignition interlock device is done for the purpose of safety or mechanical repair of the device or the

vehicle and the person subject to the court order does not operate the vehicle.

(3) Any sentence imposed for a violation of subsection (1) of this section shall be served consecutively with any sentence imposed under RCW 46.20.740, 46.61.502, 46.61.504, 46.61.5055, 46.61.520(1)(a), or 46.61.522(1)(b).

(4) Any time a person is convicted under subsection (1) of this section, the court shall immediately notify the department for purposes of RCW 46.20.720(3)(e).

Sec. 26. RCW 46.55.113 and 2011 c 167 s 6 are each amended to read as follows:

(1) Whenever the driver of a vehicle is arrested for a violation of RCW 46.20.342 or 46.20.345, the vehicle is subject to summary impoundment, pursuant to the terms and conditions of an applicable local ordinance or state agency rule at the direction of a law enforcement officer.

(2) In addition, a police officer may take custody of a vehicle, at his or her discretion, and provide for its prompt removal to a place of safety under any of the following circumstances:

(a) Whenever a police officer finds a vehicle standing upon the roadway in violation of any of the provisions of RCW 46.61.560, the officer may provide for the removal of the vehicle or require the driver or other person in charge of the vehicle to move the vehicle to a position off the roadway;

(b) Whenever a police officer finds a vehicle unattended upon a highway where the vehicle constitutes an obstruction to traffic or jeopardizes public safety;

(c) Whenever a police officer finds an unattended vehicle at the scene of an accident or when the driver of a vehicle involved in an accident is physically or mentally incapable of deciding upon steps to be taken to protect his or her property;

(d) Whenever the driver of a vehicle is arrested and taken into custody by a police officer;

(e) Whenever a police officer discovers a vehicle that the officer determines to be a stolen vehicle;

(f) Whenever a vehicle without a special license plate, placard, or decal indicating that the vehicle is being used to transport a person with disabilities under RCW 46.19.010 is parked in a stall or space clearly and conspicuously marked under RCW 46.61.581 which space is provided on private property without charge or on public property;

(g) Upon determining that a person is operating a motor vehicle without a valid and, if required, a specially endorsed driver's license or with a license that has been expired for ninety days or more;

(h) When a vehicle is illegally occupying a truck, commercial loading zone, restricted parking zone, bus, loading, hooded-meter, taxi, street construction or

maintenance, or other similar zone where, by order of the director of transportation or chiefs of police or fire or their designees, parking is limited to designated classes of vehicles or is prohibited during certain hours, on designated days or at all times, if the zone has been established with signage for at least twenty-four hours and where the vehicle is interfering with the proper and intended use of the zone. Signage must give notice to the public that a vehicle will be removed if illegally parked in the zone;

(i) When a vehicle with an expired registration of more than forty-five days is parked on a public street;

(j) Upon determining that a person restricted to use of only a motor vehicle equipped with a functioning ignition interlock device is operating a motor vehicle that is not equipped with such a device in violation of RCW 46.20.740(2).

(3) When an arrest is made for a violation of RCW 46.20.342, if the vehicle is a commercial vehicle or farm transport vehicle and the driver of the vehicle is not the owner of the vehicle, before the summary impoundment directed under subsection (1) of this section, the police officer shall attempt in a reasonable and timely manner to contact the owner of the vehicle and may release the vehicle to the owner if the owner is reasonably available, as long as the owner was not in the vehicle at the time of the stop and arrest and the owner has not received a prior release under this subsection or RCW 46.55.120(1)(~~(a)~~) (b)(ii).

(4) Nothing in this section may derogate from the powers of police officers under the common law. For the purposes of this section, a place of safety may include the business location of a registered tow truck operator.

(5) For purposes of this section "farm transport vehicle" means a motor vehicle owned by a farmer and that is being actively used in the transportation of the farmer's or another farmer's farm, orchard, aquatic farm, or dairy products, including livestock and plant or animal wastes, from point of production to market or disposal, or supplies or commodities to be used on the farm, orchard, aquatic farm, or dairy, and that has a gross vehicle weight rating of 7,258 kilograms (16,001 pounds) or more.

Sec. 27. RCW 46.61.500 and 2012 c 183 s 11 are each amended to read as follows:

(1) Any person who drives any vehicle in willful or wanton disregard for the safety of persons or property is guilty of reckless driving. Violation of the provisions of this section is a gross misdemeanor punishable by imprisonment for up to three hundred sixty-four days and by a fine of not more than five thousand dollars.

(2)(a) Subject to (b) of this subsection, the license or permit to drive or any nonresident privilege of any person convicted of reckless driving shall be suspended by the department for not less than thirty days.

(b) When a reckless driving conviction is a result of a charge that was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, the department shall grant credit on a day-for-day basis for any

portion of a suspension, revocation, or denial already served under an administrative action arising out of the same incident. In the case of a person whose day-for-day credit is for a period equal to or greater than the period of suspension required under this section, the department shall provide notice of full credit, shall provide for no further suspension under this section, and shall impose no additional reissue fees for this credit. During any period of suspension, revocation, or denial due to a conviction for reckless driving as the result of a charge originally filed as a violation of RCW 46.61.502 or 46.61.504, any person who has obtained an ignition interlock driver's license under RCW 46.20.385 may continue to drive a motor vehicle pursuant to the provision of the ignition interlock driver's license without obtaining a separate temporary restricted driver's license under RCW 46.20.391.

(3)(a) Except as provided under (b) of this subsection, a person convicted of reckless driving who has one or more prior offenses as defined in RCW 46.61.5055(14) within seven years shall be required, under RCW 46.20.720, to install an ignition interlock device on all vehicles operated by the person if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.502, 46.61.504, or an equivalent local ordinance.

(b) A person convicted of reckless driving shall be required, under RCW 46.20.720, to install an ignition interlock device on all vehicles operated by the person if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug or RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug.

Sec. 28. RCW 46.61.504 and 2017 c 335 s 2 are each amended to read as follows:

(1) A person is guilty of being in actual physical control of a motor vehicle while under the influence of intoxicating liquor or any drug if the person has actual physical control of a vehicle within this state:

(a) And the person has, within two hours after being in actual physical control of the vehicle, an alcohol concentration of 0.08 or higher as shown by analysis of the person's breath or blood made under RCW 46.61.506; or

(b) The person has, within two hours after being in actual physical control of a vehicle, a THC concentration of 5.00 or higher as shown by analysis of the person's blood made under RCW 46.61.506; or

(c) While the person is under the influence of or affected by intoxicating liquor or any drug; or

(d) While the person is under the combined influence of or affected by intoxicating liquor and any drug.

(2) The fact that a person charged with a violation of this section is or has been entitled to use a drug under the laws of this state does not constitute a defense against any charge of violating this section. No person may be convicted under this section and it is an affirmative defense to any action pursuant to RCW 46.20.308 to suspend, revoke, or

deny the privilege to drive if, prior to being pursued by a law enforcement officer, the person has moved the vehicle safely off the roadway.

(3)(a) It is an affirmative defense to a violation of subsection (1)(a) of this section which the defendant must prove by a preponderance of the evidence that the defendant consumed a sufficient quantity of alcohol after the time of being in actual physical control of the vehicle and before the administration of an analysis of the person's breath or blood to cause the defendant's alcohol concentration to be 0.08 or more within two hours after being in such control. The court shall not admit evidence of this defense unless the defendant notifies the prosecution prior to the omnibus or pretrial hearing in the case of the defendant's intent to assert the affirmative defense.

(b) It is an affirmative defense to a violation of subsection (1)(b) of this section, which the defendant must prove by a preponderance of the evidence, that the defendant consumed a sufficient quantity of marijuana after the time of being in actual physical control of the vehicle and before the administration of an analysis of the person's blood to cause the defendant's THC concentration to be 5.00 or more within two hours after being in control of the vehicle. The court shall not admit evidence of this defense unless the defendant notifies the prosecution prior to the omnibus or pretrial hearing in the case of the defendant's intent to assert the affirmative defense.

(4)(a) Analyses of blood or breath samples obtained more than two hours after the alleged being in actual physical control of a vehicle may be used as evidence that within two hours of the alleged being in such control, a person had an alcohol concentration of 0.08 or more in violation of subsection (1)(a) of this section, and in any case in which the analysis shows an alcohol concentration above 0.00 may be used as evidence that a person was under the influence of or affected by intoxicating liquor or any drug in violation of subsection (1)(c) or (d) of this section.

(b) Analyses of blood samples obtained more than two hours after the alleged being in actual physical control of a vehicle may be used as evidence that within two hours of the alleged being in control of the vehicle, a person had a THC concentration of 5.00 or more in violation of subsection (1)(b) of this section, and in any case in which the analysis shows a THC concentration above 0.00 may be used as evidence that a person was under the influence of or affected by marijuana in violation of subsection (1)(c) or (d) of this section.

(5) Except as provided in subsection (6) of this section, a violation of this section is a gross misdemeanor.

(6) It is a class C felony punishable under chapter 9.94A RCW, or chapter 13.40 RCW if the person is a juvenile, if:

(a) The person has three or more prior offenses within ~~((ten))~~ fifteen years as defined in RCW 46.61.5055; or

(b) The person has ever previously been convicted of:

(i) Vehicular homicide while under the influence of intoxicating liquor or any drug, RCW 46.61.520(1)(a);

(ii) Vehicular assault while under the influence of intoxicating liquor or any drug, RCW 46.61.522(1)(b);

(iii) An out-of-state offense comparable to the offense specified in (b)(i) or (ii) of this subsection; or

(iv) A violation of this subsection (6) or RCW 46.61.502(6).

Sec. 29. RCW 46.61.5055 and 2018 c 201 s 9009 are each amended to read as follows:

(1) **No prior offenses in seven years.** Except as provided in RCW 46.61.502(6) or 46.61.504(6), a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 and who has no prior offense within seven years shall be punished as follows:

(a) **Penalty for alcohol concentration less than 0.15.** In the case of a person whose alcohol concentration was less than 0.15, or for whom for reasons other than the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than one day nor more than three hundred sixty-four days. Twenty-four consecutive hours of the imprisonment may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based. In lieu of the mandatory minimum term of imprisonment required under this subsection (1)(a)(i), the court may order not less than fifteen days of electronic home monitoring or a ninety-day period of 24/7 sobriety program monitoring. The court may consider the offender's pretrial 24/7 sobriety program monitoring as fulfilling a portion of posttrial sentencing. The offender shall pay the cost of electronic home monitoring. The county or municipality in which the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device or other separate alcohol monitoring device to include an alcohol detection breathalyzer, and the court may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring; and

(ii) By a fine of not less than three hundred fifty dollars nor more than five thousand dollars. Three hundred fifty dollars of the fine may not be suspended unless the court finds the offender to be indigent; or

(b) **Penalty for alcohol concentration at least 0.15.** In the case of a person whose alcohol concentration was at least 0.15, or for whom by reason of the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than two days nor more than three hundred sixty-four days. Forty-eight

consecutive hours of the imprisonment may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based. In lieu of the mandatory minimum term of imprisonment required under this subsection (1)(b)(i), the court may order not less than thirty days of electronic home monitoring or a one hundred twenty day period of 24/7 sobriety program monitoring. The court may consider the offender's pretrial 24/7 sobriety program testing as fulfilling a portion of posttrial sentencing. The offender shall pay the cost of electronic home monitoring. The county or municipality in which the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device to include an alcohol detection breathalyzer or other separate alcohol monitoring device, and the court may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring; and

(ii) By a fine of not less than five hundred dollars nor more than five thousand dollars. Five hundred dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(2) **One prior offense in seven years.** Except as provided in RCW 46.61.502(6) or 46.61.504(6), a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 and who has one prior offense within seven years shall be punished as follows:

(a) **Penalty for alcohol concentration less than 0.15.** In the case of a person whose alcohol concentration was less than 0.15, or for whom for reasons other than the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than thirty days nor more than three hundred sixty-four days and sixty days of electronic home monitoring. In lieu of the mandatory term of imprisonment and electronic home monitoring under this subsection (2)(a)(i), the court may order a minimum of four days in jail and either one hundred eighty days of electronic home monitoring or a one hundred twenty-day period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390. The court may consider the offender's pretrial 24/7 sobriety program monitoring as fulfilling a portion of posttrial sentencing. The court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The offender shall pay for the cost of the electronic monitoring. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring. Thirty days of imprisonment and sixty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory

minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based; and

(ii) By a fine of not less than five hundred dollars nor more than five thousand dollars. Five hundred dollars of the fine may not be suspended unless the court finds the offender to be indigent; or

(b) **Penalty for alcohol concentration at least 0.15.** In the case of a person whose alcohol concentration was at least 0.15, or for whom by reason of the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than forty-five days nor more than three hundred sixty-four days and ninety days of electronic home monitoring. In lieu of the mandatory minimum term of imprisonment and electronic home monitoring under this subsection (2)(b)(i), the court may order a minimum of six days in jail and either six months of electronic home monitoring or a one hundred twenty-day period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390. The court may consider the offender's pretrial 24/7 sobriety program monitoring as fulfilling a portion of posttrial sentencing. The court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The offender shall pay for the cost of the electronic monitoring. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring. Forty-five days of imprisonment and ninety days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based; and

(ii) By a fine of not less than seven hundred fifty dollars nor more than five thousand dollars. Seven hundred fifty dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(3) **Two prior offenses in seven years.** Except as provided in RCW 46.61.502(6) or 46.61.504(6), a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 and who has two prior offenses within seven years shall be punished as follows:

(a) **Penalty for alcohol concentration less than 0.15.** In the case of a person whose alcohol concentration was less than 0.15, or for whom for reasons other than the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than ninety days nor more than three hundred sixty-four days, if available in that county or city, a six-month period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390, and one hundred twenty days of electronic home monitoring. In lieu of the mandatory minimum term of one hundred twenty days of electronic home monitoring, the court may order at least an additional eight days in jail. The court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The offender shall pay for the cost of the electronic monitoring. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring. Ninety days of imprisonment and one hundred twenty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based; and

(ii) By a fine of not less than one thousand dollars nor more than five thousand dollars. One thousand dollars of the fine may not be suspended unless the court finds the offender to be indigent; or

(b) Penalty for alcohol concentration at least 0.15. In the case of a person whose alcohol concentration was at least 0.15, or for whom by reason of the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than one hundred twenty days nor more than three hundred sixty-four days, if available in that county or city, a six-month period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390, and one hundred fifty days of electronic home monitoring. In lieu of the mandatory minimum term of one hundred fifty days of electronic home monitoring, the court may order at least an additional ten days in jail. The offender shall pay for the cost of the electronic monitoring. The court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring. One hundred twenty days of imprisonment and one hundred fifty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in

writing the reason for granting the suspension and the facts upon which the suspension is based; and

(ii) By a fine of not less than one thousand five hundred dollars nor more than five thousand dollars. One thousand five hundred dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(4) Three or more prior offenses in ~~((ten))~~ fifteen years. A person who is convicted of a violation of RCW 46.61.502 or 46.61.504 shall be punished under chapter 9.94A RCW if:

(a) The person has three or more prior offenses within ~~((ten))~~ fifteen years; or

(b) The person has ever previously been convicted of:

(i) A violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug;

(ii) A violation of RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug;

(iii) An out-of-state offense comparable to the offense specified in (b)(i) or (ii) of this subsection; or

(iv) A violation of RCW 46.61.502(6) or 46.61.504(6).

(5) Monitoring. (a) **Ignition interlock device.** The court shall require any person convicted of a violation of RCW 46.61.502 or 46.61.504 or an equivalent local ordinance to comply with the rules and requirements of the department regarding the installation and use of a functioning ignition interlock device installed on all motor vehicles operated by the person.

(b) **Monitoring devices.** If the court orders that a person refrain from consuming any alcohol, the court may order the person to submit to alcohol monitoring through an alcohol detection breathalyzer device, transdermal sensor device, or other technology designed to detect alcohol in a person's system. The person shall pay for the cost of the monitoring, unless the court specifies that the cost of monitoring will be paid with funds that are available from an alternative source identified by the court. The county or municipality where the penalty is being imposed shall determine the cost.

(c) **24/7 sobriety program monitoring.** In any county or city where a 24/7 sobriety program is available and verified by the Washington association of sheriffs and police chiefs, the court shall:

(i) Order the person to install and use a functioning ignition interlock or other device in lieu of such period of 24/7 sobriety program monitoring;

(ii) Order the person to a period of 24/7 sobriety program monitoring pursuant to subsections (1) through (3) of this section; or

(iii) Order the person to install and use a functioning ignition interlock or other device in addition to a period of 24/7 sobriety program monitoring pursuant to subsections (1) through (3) of this section.

(6) Penalty for having a minor passenger in vehicle. If a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 committed the offense while a passenger under the age of sixteen was in the vehicle, the court shall:

(a) Order the use of an ignition interlock or other device for an additional six months;

(b) In any case in which the person has no prior offenses within seven years, and except as provided in RCW 46.61.502(6) or 46.61.504(6), order an additional twenty-four hours of imprisonment and a fine of not less than one thousand dollars and not more than five thousand dollars. One thousand dollars of the fine may not be suspended unless the court finds the offender to be indigent;

(c) In any case in which the person has one prior offense within seven years, and except as provided in RCW 46.61.502(6) or 46.61.504(6), order an additional five days of imprisonment and a fine of not less than two thousand dollars and not more than five thousand dollars. One thousand dollars of the fine may not be suspended unless the court finds the offender to be indigent;

(d) In any case in which the person has two prior offense within seven years, and except as provided in RCW 46.61.502(6) or 46.61.504(6), order an additional ten days of imprisonment and a fine of not less than three thousand dollars and not more than ten thousand dollars. One thousand dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(7) Other items courts must consider while setting penalties. In exercising its discretion in setting penalties within the limits allowed by this section, the court shall particularly consider the following:

(a) Whether the person's driving at the time of the offense was responsible for injury or damage to another or another's property;

(b) Whether at the time of the offense the person was driving or in physical control of a vehicle with one or more passengers;

(c) Whether the driver was driving in the opposite direction of the normal flow of traffic on a multiple lane highway, as defined by RCW 46.04.350, with a posted speed limit of forty-five miles per hour or greater; and

(d) Whether a child passenger under the age of sixteen was an occupant in the driver's vehicle.

(8) Treatment and information school. An offender punishable under this section is subject to the alcohol assessment and treatment provisions of RCW 46.61.5056.

(9) Driver's license privileges of the defendant. The license, permit, or nonresident privilege of a person convicted of driving or being in physical control of a motor vehicle while under the influence of intoxicating liquor or drugs must:

(a) **Penalty for alcohol concentration less than 0.15.** If the person's alcohol concentration was less than 0.15,

or if for reasons other than the person's refusal to take a test offered under RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) Where there has been no prior offense within seven years, be suspended or denied by the department for ninety days or until the person is evaluated by an alcoholism agency or probation department pursuant to RCW 46.20.311 and the person completes or is enrolled in a ninety-day period of 24/7 sobriety program monitoring. In no circumstances shall the license suspension be for fewer than two days;

(ii) Where there has been one prior offense within seven years, be revoked or denied by the department for two years or until the person is evaluated by an alcoholism agency or probation department pursuant to RCW 46.20.311 and the person completes or is enrolled in a six-month period of 24/7 sobriety program monitoring. In no circumstances shall the license suspension be for less than one year; or

(iii) Where there have been two or more prior offenses within seven years, be revoked or denied by the department for three years;

(b) Penalty for alcohol concentration at least 0.15. If the person's alcohol concentration was at least 0.15:

(i) Where there has been no prior offense within seven years, be revoked or denied by the department for one year or until the person is evaluated by an alcoholism agency or probation department pursuant to RCW 46.20.311 and the person completes or is enrolled in a one hundred twenty day period of 24/7 sobriety program monitoring. In no circumstances shall the license revocation be for fewer than four days;

(ii) Where there has been one prior offense within seven years, be revoked or denied by the department for nine hundred days; or

(iii) Where there have been two or more prior offenses within seven years, be revoked or denied by the department for four years; or

(c) Penalty for refusing to take test. If by reason of the person's refusal to take a test offered under RCW 46.20.308, there is no test result indicating the person's alcohol concentration:

(i) Where there have been no prior offenses within seven years, be revoked or denied by the department for two years;

(ii) Where there has been one prior offense within seven years, be revoked or denied by the department for three years; or

(iii) Where there have been two or more previous offenses within seven years, be revoked or denied by the department for four years.

The department shall grant credit on a day-for-day basis for any portion of a suspension, revocation, or denial already served under this subsection for a suspension, revocation, or denial imposed under RCW 46.20.3101 arising out of the same incident.

Upon receipt of a notice from the court under RCW 36.28A.390 that a participant has been removed from a 24/7 sobriety program, the department must resume any suspension, revocation, or denial that had been terminated early under this subsection due to participation in the program, granting credit on a day-for-day basis for any portion of a suspension, revocation, or denial already served under RCW 46.20.3101 or this section arising out of the same incident.

Upon its own motion or upon motion by a person, a court may find, on the record, that notice to the department under RCW 46.20.270 has been delayed for three years or more as a result of a clerical or court error. If so, the court may order that the person's license, permit, or nonresident privilege shall not be revoked, suspended, or denied for that offense. The court shall send notice of the finding and order to the department and to the person. Upon receipt of the notice from the court, the department shall not revoke, suspend, or deny the license, permit, or nonresident privilege of the person for that offense.

For purposes of this subsection (9), the department shall refer to the driver's record maintained under RCW 46.52.120 when determining the existence of prior offenses.

(10) Probation of driving privilege. After expiration of any period of suspension, revocation, or denial of the offender's license, permit, or privilege to drive required by this section, the department shall place the offender's driving privilege in probationary status pursuant to RCW 46.20.355.

(11) Conditions of probation. (a) In addition to any nonsuspendable and nondeferrable jail sentence required by this section, whenever the court imposes up to three hundred sixty-four days in jail, the court shall also suspend but shall not defer a period of confinement for a period not exceeding five years. The court shall impose conditions of probation that include: (i) Not driving a motor vehicle within this state without a valid license to drive; (ii) not driving a motor vehicle within this state without proof of liability insurance or other financial responsibility for the future pursuant to RCW 46.30.020; (iii) not driving or being in physical control of a motor vehicle within this state while having an alcohol concentration of 0.08 or more or a THC concentration of 5.00 nanograms per milliliter of whole blood or higher, within two hours after driving; (iv) not refusing to submit to a test of his or her breath or blood to determine alcohol or drug concentration upon request of a law enforcement officer who has reasonable grounds to believe the person was driving or was in actual physical control of a motor vehicle within this state while under the influence of intoxicating liquor or drug; and (v) not driving a motor vehicle in this state without a functioning ignition interlock device as required by the department under RCW 46.20.720. The court may impose conditions of probation that include nonrepetition, installation of an ignition interlock device on the probationer's motor vehicle, alcohol or drug treatment, supervised probation, or other conditions that may be appropriate. The sentence may be imposed in whole or in part upon violation of a condition of probation during the suspension period.

(b) For each violation of mandatory conditions of probation under (a)(i), (ii), (iii), (iv), or (v) of this subsection, the court shall order the convicted person to be confined for thirty days, which shall not be suspended or deferred.

(c) For each incident involving a violation of a mandatory condition of probation imposed under this subsection, the license, permit, or privilege to drive of the person shall be suspended by the court for thirty days or, if such license, permit, or privilege to drive already is suspended, revoked, or denied at the time the finding of probation violation is made, the suspension, revocation, or denial then in effect shall be extended by thirty days. The court shall notify the department of any suspension, revocation, or denial or any extension of a suspension, revocation, or denial imposed under this subsection.

(12) Waiver of electronic home monitoring. A court may waive the electronic home monitoring requirements of this chapter when:

(a) The offender does not have a dwelling, telephone service, or any other necessity to operate an electronic home monitoring system. However, if a court determines that an alcohol monitoring device utilizing wireless reporting technology is reasonably available, the court may require the person to obtain such a device during the period of required electronic home monitoring;

(b) The offender does not reside in the state of Washington; or

(c) The court determines that there is reason to believe that the offender would violate the conditions of the electronic home monitoring penalty.

Whenever the mandatory minimum term of electronic home monitoring is waived, the court shall state in writing the reason for granting the waiver and the facts upon which the waiver is based, and shall impose an alternative sentence with similar punitive consequences. The alternative sentence may include, but is not limited to, use of an ignition interlock device, the 24/7 sobriety program monitoring, additional jail time, work crew, or work camp.

Whenever the combination of jail time and electronic home monitoring or alternative sentence would exceed three hundred sixty-four days, the offender shall serve the jail portion of the sentence first, and the electronic home monitoring or alternative portion of the sentence shall be reduced so that the combination does not exceed three hundred sixty-four days.

(13) Extraordinary medical placement. An offender serving a sentence under this section, whether or not a mandatory minimum term has expired, may be granted an extraordinary medical placement by the jail administrator subject to the standards and limitations set forth in RCW 9.94A.728(1)(c).

(14) Definitions. For purposes of this section and RCW 46.61.502 and 46.61.504:

(a) A "prior offense" means any of the following:

(i) A conviction for a violation of RCW 46.61.502 or an equivalent local ordinance;

(ii) A conviction for a violation of RCW 46.61.504 or an equivalent local ordinance;

(iii) A conviction for a violation of RCW 46.25.110 or an equivalent local ordinance;

(iv) A conviction for a violation of RCW 79A.60.040(2) or an equivalent local ordinance;

(v) A conviction for a violation of RCW 79A.60.040(1) or an equivalent local ordinance committed in a reckless manner if the conviction is the result of a charge that was originally filed as a violation of RCW 79A.60.040(2) or an equivalent local ordinance;

(vi) A conviction for a violation of RCW 47.68.220 or an equivalent local ordinance committed while under the influence of intoxicating liquor or any drug;

(vii) A conviction for a violation of RCW 47.68.220 or an equivalent local ordinance committed in a careless or reckless manner if the conviction is the result of a charge that was originally filed as a violation of RCW 47.68.220 or an equivalent local ordinance while under the influence of intoxicating liquor or any drug;

(viii) A conviction for a violation of RCW 46.09.470(2) or an equivalent local ordinance;

(ix) A conviction for a violation of RCW 46.10.490(2) or an equivalent local ordinance;

(x) A conviction for a violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug, or a conviction for a violation of RCW 46.61.520 committed in a reckless manner or with the disregard for the safety of others if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug;

(xi) A conviction for a violation of RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug, or a conviction for a violation of RCW 46.61.522 committed in a reckless manner or with the disregard for the safety of others if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug;

(xii) A conviction for a violation of RCW 46.61.5249, 46.61.500, or 9A.36.050 or an equivalent local ordinance, if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, or of RCW 46.61.520 or 46.61.522;

(xiii) An out-of-state conviction for a violation that would have been a violation of (a)(i), (ii), (x), (xi), or (xii) of this subsection if committed in this state;

(xiv) A deferred prosecution under chapter 10.05 RCW granted in a prosecution for a violation of RCW 46.61.502, 46.61.504, or an equivalent local ordinance;

(xv) A deferred prosecution under chapter 10.05 RCW granted in a prosecution for a violation of RCW 46.61.5249, or an equivalent local ordinance, if the charge

under which the deferred prosecution was granted was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, or of RCW 46.61.520 or 46.61.522;

(xvi) A deferred prosecution granted in another state for a violation of driving or having physical control of a vehicle while under the influence of intoxicating liquor or any drug if the out-of-state deferred prosecution is equivalent to the deferred prosecution under chapter 10.05 RCW, including a requirement that the defendant participate in a chemical dependency treatment program; or

(xvii) A deferred sentence imposed in a prosecution for a violation of RCW 46.61.5249, 46.61.500, or 9A.36.050, or an equivalent local ordinance, if the charge under which the deferred sentence was imposed was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, or a violation of RCW 46.61.520 or 46.61.522;

If a deferred prosecution is revoked based on a subsequent conviction for an offense listed in this subsection (14)(a), the subsequent conviction shall not be treated as a prior offense of the revoked deferred prosecution for the purposes of sentencing;

(b) "Treatment" means substance use disorder treatment licensed or certified by the department of health;

(c) "Within seven years" means that the arrest for a prior offense occurred within seven years before or after the arrest for the current offense; and

(d) "Within ~~((ten))~~ fifteen years" means that the arrest for a prior offense occurred within ~~((ten))~~ fifteen years before or after the arrest for the current offense.

(15) All fines imposed by this section apply to adult offenders only.

Sec. 30. RCW 46.61.5055 and 2019 c ... s 14 (section 14 of this act) are each amended to read as follows:

(1) **No prior offenses in seven years.** Except as provided in RCW 46.61.502(6) or 46.61.504(6), a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 and who has no prior offense within seven years shall be punished as follows:

(a) **Penalty for alcohol concentration less than 0.15.** In the case of a person whose alcohol concentration was less than 0.15, or for whom for reasons other than the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than ~~((one day))~~ twenty-four consecutive hours nor more than three hundred sixty-four days. ~~((Twenty four consecutive hours of the imprisonment may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the~~

reason for granting the suspension and the facts upon which the suspension is based.) In lieu of the mandatory minimum term of imprisonment required under this subsection (1)(a)(i), the court, in its discretion, may order not less than fifteen days of electronic home monitoring or a ninety-day period of 24/7 sobriety program monitoring. The court may consider the offender's pretrial 24/7 sobriety program monitoring as fulfilling a portion of posttrial sentencing. The offender shall pay the cost of electronic home monitoring. The county or municipality in which the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device or other separate alcohol monitoring device to include an alcohol detection breathalyzer, and the court may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring; and

(ii) By a fine of not less than three hundred fifty dollars nor more than five thousand dollars. Three hundred fifty dollars of the fine may not be suspended unless the court finds the offender to be indigent; or

(b) Penalty for alcohol concentration at least 0.15.

In the case of a person whose alcohol concentration was at least 0.15, or for whom by reason of the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than ~~((two days))~~ forty-eight consecutive hours nor more than three hundred sixty-four days. ~~((Forty eight consecutive hours of the imprisonment may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based.))~~ In lieu of the mandatory minimum term of imprisonment required under this subsection (1)(b)(i), the court, in its discretion, may order not less than thirty days of electronic home monitoring or a one hundred twenty day period of 24/7 sobriety program monitoring. The court may consider the offender's pretrial 24/7 sobriety program testing as fulfilling a portion of posttrial sentencing. The offender shall pay the cost of electronic home monitoring. The county or municipality in which the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device to include an alcohol detection breathalyzer or other separate alcohol monitoring device, and the court may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring; and

(ii) By a fine of not less than five hundred dollars nor more than five thousand dollars. Five hundred dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(2) **One prior offense in seven years.** Except as provided in RCW 46.61.502(6) or 46.61.504(6), a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 and who has one prior offense within seven years shall be punished as follows:

(a) **Penalty for alcohol concentration less than 0.15.** In the case of a person whose alcohol concentration was less than 0.15, or for whom for reasons other than the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than thirty days nor more than three hundred sixty-four days and sixty days of electronic home monitoring. Thirty days of imprisonment and sixty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. If the offender shows that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being, in lieu of the mandatory term of imprisonment and electronic home monitoring under this subsection (2)(a)(i), the court may order a minimum of ((four days in jail and)) either one hundred eighty days of electronic home monitoring or a one hundred twenty-day period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based. The court may consider the offender's pretrial 24/7 sobriety program monitoring as fulfilling a portion of posttrial sentencing. The court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The offender shall pay for the cost of the electronic monitoring. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring(~~((Thirty days of imprisonment and sixty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based.))~~); and

(ii) By a fine of not less than five hundred dollars nor more than five thousand dollars. Five hundred dollars of the fine may not be suspended unless the court finds the offender to be indigent; or

(b) Penalty for alcohol concentration at least 0.15.

In the case of a person whose alcohol concentration was at least 0.15, or for whom by reason of the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than forty-five days nor more than three hundred sixty-four days and ninety days of electronic home monitoring. Forty-five days of imprisonment and ninety days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would

impose a substantial risk to the offender's physical or mental well-being. If the offender shows that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being, in lieu of the mandatory minimum term of imprisonment and electronic home monitoring under this subsection (2)(b)(i), the court may order a minimum of ((six days in jail and)) either six months of electronic home monitoring or a one hundred twenty-day period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based. The court may consider the offender's pretrial 24/7 sobriety program monitoring as fulfilling a portion of posttrial sentencing. The court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The offender shall pay for the cost of the electronic monitoring. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring((-Forty-five days of imprisonment and ninety days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based)); and

(ii) By a fine of not less than seven hundred fifty dollars nor more than five thousand dollars. Seven hundred fifty dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(3) **Two prior offenses in seven years.** Except as provided in RCW 46.61.502(6) or 46.61.504(6), a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 and who has two prior offenses within seven years shall be punished as follows:

(a) **Penalty for alcohol concentration less than 0.15.** In the case of a person whose alcohol concentration was less than 0.15, or for whom for reasons other than the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than ninety days nor more than three hundred sixty-four days, if available in that county or city, a six-month period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390, and one hundred twenty days of electronic home monitoring. Ninety days of imprisonment and one hundred twenty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. If the offender shows that the imposition of this mandatory minimum sentence would impose a substantial

risk to the offender's physical or mental well-being, in lieu of the mandatory minimum term of ninety days of imprisonment and one hundred twenty days of electronic home monitoring, the court may order ((at least an additional eight days in jail)) three hundred sixty days of electronic home monitoring or a three hundred sixty-day period of 24/7 sobriety monitoring pursuant to RCW 36.28A.300 through 36.28A.390. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based. The court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The offender shall pay for the cost of the electronic monitoring. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring((-Ninety days of imprisonment and one hundred twenty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based)); and

(ii) By a fine of not less than one thousand dollars nor more than five thousand dollars. One thousand dollars of the fine may not be suspended unless the court finds the offender to be indigent; or

(b) **Penalty for alcohol concentration at least 0.15.** In the case of a person whose alcohol concentration was at least 0.15, or for whom by reason of the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than one hundred twenty days nor more than three hundred sixty-four days, if available in that county or city, a six-month period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390, and one hundred fifty days of electronic home monitoring. One hundred twenty days of imprisonment and one hundred fifty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. If the offender shows that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being, in lieu of the mandatory minimum term of one hundred twenty days of imprisonment and one hundred fifty days of electronic home monitoring, the court may order ((at least an additional ten days in jail)) three hundred sixty days of electronic home monitoring or a three hundred sixty-day period of 24/7 sobriety monitoring pursuant to RCW 36.28A.300 through 36.28A.390. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based. The offender shall pay for the cost of

the electronic monitoring. The court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring(~~(—One hundred twenty days of imprisonment and one hundred fifty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based);~~); and

(ii) By a fine of not less than one thousand five hundred dollars nor more than five thousand dollars. One thousand five hundred dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(4) Three or more prior offenses in fifteen years.

A person who is convicted of a violation of RCW 46.61.502 or 46.61.504 shall be punished under chapter 9.94A RCW if:

(a) The person has three or more prior offenses within fifteen years; or

(b) The person has ever previously been convicted of:

(i) A violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug;

(ii) A violation of RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug;

(iii) An out-of-state offense comparable to the offense specified in (b)(i) or (ii) of this subsection; or

(iv) A violation of RCW 46.61.502(6) or 46.61.504(6).

(5) Monitoring. (a) **Ignition interlock device.** The court shall require any person convicted of a violation of RCW 46.61.502 or 46.61.504 or an equivalent local ordinance to comply with the rules and requirements of the department regarding the installation and use of a functioning ignition interlock device installed on all motor vehicles operated by the person.

(b) **Monitoring devices.** If the court orders that a person refrain from consuming any alcohol, the court may order the person to submit to alcohol monitoring through an alcohol detection breathalyzer device, transdermal sensor device, or other technology designed to detect alcohol in a person's system. The person shall pay for the cost of the monitoring, unless the court specifies that the cost of monitoring will be paid with funds that are available from an alternative source identified by the court. The county or municipality where the penalty is being imposed shall determine the cost.

(c) **24/7 sobriety program monitoring.** In any county or city where a 24/7 sobriety program is available and

verified by the Washington association of sheriffs and police chiefs, the court shall:

(i) Order the person to install and use a functioning ignition interlock or other device in lieu of such period of 24/7 sobriety program monitoring;

(ii) Order the person to a period of 24/7 sobriety program monitoring pursuant to subsections (1) through (3) of this section; or

(iii) Order the person to install and use a functioning ignition interlock or other device in addition to a period of 24/7 sobriety program monitoring pursuant to subsections (1) through (3) of this section.

(6) Penalty for having a minor passenger in vehicle. If a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 committed the offense while ~~((#))~~ one or more passengers under the age of sixteen ~~((was))~~ were in the vehicle, the court shall:

(a) Order the use of an ignition interlock or other device for an additional ~~((six))~~ twelve months for each passenger under the age of sixteen when the person is subject to the penalties under subsection (1)(a), (2)(a), or (3)(a) of this section; and order the use of an ignition interlock device for an additional eighteen months for each passenger under the age of sixteen when the person is subject to the penalties under subsection (1)(b), (2)(b), (3)(b), or (4) of this section;

(b) In any case in which the person has no prior offenses within seven years, and except as provided in RCW 46.61.502(6) or 46.61.504(6), order an additional twenty-four hours of imprisonment to be served consecutively for each passenger under the age of sixteen, and a fine of not less than one thousand dollars and not more than five thousand dollars for each passenger under the age of sixteen. One thousand dollars of the fine for each passenger under the age of sixteen may not be suspended unless the court finds the offender to be indigent;

(c) In any case in which the person has one prior offense within seven years, and except as provided in RCW 46.61.502(6) or 46.61.504(6), order an additional five days of imprisonment to be served consecutively for each passenger under the age of sixteen, and a fine of not less than two thousand dollars and not more than five thousand dollars for each passenger under the age of sixteen. One thousand dollars of the fine for each passenger under the age of sixteen may not be suspended unless the court finds the offender to be indigent;

(d) In any case in which the person has two prior offenses within seven years, and except as provided in RCW 46.61.502(6) or 46.61.504(6), order an additional ten days of imprisonment to be served consecutively for each passenger under the age of sixteen, and a fine of not less than three thousand dollars and not more than ten thousand dollars for each passenger under the age of sixteen. One thousand dollars of the fine for each passenger under the age of sixteen may not be suspended unless the court finds the offender to be indigent.

(7) Other items courts must consider while setting penalties. In exercising its discretion in setting

penalties within the limits allowed by this section, the court shall particularly consider the following:

(a) Whether the person's driving at the time of the offense was responsible for injury or damage to another or another's property;

(b) Whether at the time of the offense the person was driving or in physical control of a vehicle with one or more passengers;

(c) Whether the driver was driving in the opposite direction of the normal flow of traffic on a multiple lane highway, as defined by RCW 46.04.350, with a posted speed limit of forty-five miles per hour or greater; and

(d) Whether a child passenger under the age of sixteen was an occupant in the driver's vehicle.

(8) **Treatment and information school.** An offender punishable under this section is subject to the alcohol assessment and treatment provisions of RCW 46.61.5056.

(9) **Driver's license privileges of the defendant. (a)** The license, permit, or nonresident privilege of a person convicted of driving or being in physical control of a motor vehicle while under the influence of intoxicating liquor or drugs must:

~~((+))~~ (i) **Penalty for alcohol concentration less than 0.15.** If the person's alcohol concentration was less than 0.15, or if for reasons other than the person's refusal to take a test offered under RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

~~((+))~~ (A) Where there has been no prior offense within seven years, be suspended or denied by the department for ninety days or until the person is evaluated by an alcoholism agency or probation department pursuant to RCW 46.20.311 and the person completes or is enrolled in a ninety-day period of 24/7 sobriety program monitoring. In no circumstances shall the license suspension be for fewer than two days;

~~((+))~~ (B) Where there has been one prior offense within seven years, be revoked or denied by the department for two years or until the person is evaluated by an alcoholism agency or probation department pursuant to RCW 46.20.311 and the person completes or is enrolled in a six-month period of 24/7 sobriety program monitoring. In no circumstances shall the license suspension be for less than one year; or

~~((+))~~ (C) Where there have been two or more prior offenses within seven years, be revoked or denied by the department for three years;

~~((+))~~ (ii) **Penalty for alcohol concentration at least 0.15.** If the person's alcohol concentration was at least 0.15:

~~((+))~~ (A) Where there has been no prior offense within seven years, be revoked or denied by the department for one year or until the person is evaluated by an alcoholism agency or probation department pursuant to RCW 46.20.311 and the person completes or is enrolled in a one hundred

twenty day period of 24/7 sobriety program monitoring. In no circumstances shall the license revocation be for fewer than four days;

~~((+))~~ (B) Where there has been one prior offense within seven years, be revoked or denied by the department for nine hundred days; or

~~((+))~~ (C) Where there have been two or more prior offenses within seven years, be revoked or denied by the department for four years; or

~~((+))~~ (iii) **Penalty for refusing to take test.** If by reason of the person's refusal to take a test offered under RCW 46.20.308, there is no test result indicating the person's alcohol concentration:

~~((+))~~ (A) Where there have been no prior offenses within seven years, be revoked or denied by the department for two years;

~~((+))~~ (B) Where there has been one prior offense within seven years, be revoked or denied by the department for three years; or

~~((+))~~ (C) Where there have been two or more previous offenses within seven years, be revoked or denied by the department for four years.

~~(b)(i)~~ The department shall grant credit on a day-for-day basis for ~~((any portion of))~~ a suspension, revocation, or denial ~~((already served))~~ imposed under this subsection (9) for any portion of a suspension, revocation, or denial ~~((imposed))~~ already served under RCW 46.20.3101 arising out of the same incident.

(ii) If a person has already served a suspension, revocation, or denial under RCW 46.20.3101 for a period equal to or greater than the period imposed under this subsection (9), the department shall provide notice of full credit, shall provide for no further suspension or revocation under this subsection provided the person has completed the requirements under RCW 46.20.311 and paid the probationary license fee under RCW 46.20.355 by the date specified in the notice under RCW 46.20.245, and shall impose no additional reissue fees for this credit.

~~(c)~~ Upon receipt of a notice from the court under RCW 36.28A.390 that a participant has been removed from a 24/7 sobriety program, the department must resume any suspension, revocation, or denial that had been terminated early under this subsection due to participation in the program, granting credit on a day-for-day basis for any portion of a suspension, revocation, or denial already served under RCW 46.20.3101 or this section arising out of the same incident.

~~(d)~~ Upon its own motion or upon motion by a person, a court may find, on the record, that notice to the department under RCW 46.20.270 has been delayed for three years or more as a result of a clerical or court error. If so, the court may order that the person's license, permit, or nonresident privilege shall not be revoked, suspended, or denied for that offense. The court shall send notice of the finding and order to the department and to the person. Upon receipt of the notice from the court, the department shall not revoke,

suspend, or deny the license, permit, or nonresident privilege of the person for that offense.

(e) For purposes of this subsection (9), the department shall refer to the driver's record maintained under RCW 46.52.120 when determining the existence of prior offenses.

(10) **Probation of driving privilege.** After expiration of any period of suspension, revocation, or denial of the offender's license, permit, or privilege to drive required by this section, the department shall place the offender's driving privilege in probationary status pursuant to RCW 46.20.355.

(11) **Conditions of probation.** (a) In addition to any nonsuspendable and nondeferrable jail sentence required by this section, whenever the court imposes up to three hundred sixty-four days in jail, the court shall also suspend but shall not defer a period of confinement for a period not exceeding five years. The court shall impose conditions of probation that include: (i) Not driving a motor vehicle within this state without a valid license to drive; (ii) not driving a motor vehicle within this state without proof of liability insurance or other financial responsibility for the future pursuant to RCW 46.30.020; (iii) not driving or being in physical control of a motor vehicle within this state while having an alcohol concentration of 0.08 or more or a THC concentration of 5.00 nanograms per milliliter of whole blood or higher, within two hours after driving; (iv) not refusing to submit to a test of his or her breath or blood to determine alcohol or drug concentration upon request of a law enforcement officer who has reasonable grounds to believe the person was driving or was in actual physical control of a motor vehicle within this state while under the influence of intoxicating liquor or drug; and (v) not driving a motor vehicle in this state without a functioning ignition interlock device as required by the department under RCW 46.20.720. The court may impose conditions of probation that include nonrepetition, installation of an ignition interlock device on the probationer's motor vehicle, alcohol or drug treatment, supervised probation, or other conditions that may be appropriate. The sentence may be imposed in whole or in part upon violation of a condition of probation during the suspension period.

(b) For each violation of mandatory conditions of probation under (a)(i), (ii), (iii), (iv), or (v) of this subsection, the court shall order the convicted person to be confined for thirty days, which shall not be suspended or deferred.

(c) For each incident involving a violation of a mandatory condition of probation imposed under this subsection, the license, permit, or privilege to drive of the person shall be suspended by the court for thirty days or, if such license, permit, or privilege to drive already is suspended, revoked, or denied at the time the finding of probation violation is made, the suspension, revocation, or denial then in effect shall be extended by thirty days. The court shall notify the department of any suspension, revocation, or denial or any extension of a suspension, revocation, or denial imposed under this subsection.

(12) **Waiver of electronic home monitoring.** A court may waive the electronic home monitoring requirements of this chapter when:

(a) The offender does not have a dwelling, telephone service, or any other necessity to operate an electronic home monitoring system. However, if a court determines that an alcohol monitoring device utilizing wireless reporting technology is reasonably available, the court may require the person to obtain such a device during the period of required electronic home monitoring;

(b) The offender does not reside in the state of Washington; or

(c) The court determines that there is reason to believe that the offender would violate the conditions of the electronic home monitoring penalty.

Whenever the mandatory minimum term of electronic home monitoring is waived, the court shall state in writing the reason for granting the waiver and the facts upon which the waiver is based, and shall impose an alternative sentence with similar punitive consequences. The alternative sentence may include, but is not limited to, use of an ignition interlock device, the 24/7 sobriety program monitoring, additional jail time, work crew, or work camp.

Whenever the combination of jail time and electronic home monitoring or alternative sentence would exceed three hundred sixty-four days, the offender shall serve the jail portion of the sentence first, and the electronic home monitoring or alternative portion of the sentence shall be reduced so that the combination does not exceed three hundred sixty-four days.

(13) **Extraordinary medical placement.** An offender serving a sentence under this section, whether or not a mandatory minimum term has expired, may be granted an extraordinary medical placement by the jail administrator subject to the standards and limitations set forth in RCW 9.94A.728(1)(c).

(14) **Definitions.** For purposes of this section and RCW 46.61.502 and 46.61.504:

(a) "prior offense" means any of the following:

(i) A conviction for a violation of RCW 46.61.502 or an equivalent local ordinance;

(ii) A conviction for a violation of RCW 46.61.504 or an equivalent local ordinance;

(iii) A conviction for a violation of RCW 46.25.110 or an equivalent local ordinance;

(iv) A conviction for a violation of RCW 79A.60.040(2) or an equivalent local ordinance;

(v) A conviction for a violation of RCW 79A.60.040(1) or an equivalent local ordinance committed in a reckless manner if the conviction is the result of a charge that was originally filed as a violation of RCW 79A.60.040(2) or an equivalent local ordinance;

(vi) A conviction for a violation of RCW 47.68.220 or an equivalent local ordinance committed while under the influence of intoxicating liquor or any drug;

(vii) A conviction for a violation of RCW 47.68.220 or an equivalent local ordinance committed in a careless or reckless manner if the conviction is the result of a charge that was originally filed as a violation of RCW 47.68.220 or an equivalent local ordinance while under the influence of intoxicating liquor or any drug;

(viii) A conviction for a violation of RCW 46.09.470(2) or an equivalent local ordinance;

(ix) A conviction for a violation of RCW 46.10.490(2) or an equivalent local ordinance;

(x) A conviction for a violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug, or a conviction for a violation of RCW 46.61.520 committed in a reckless manner or with the disregard for the safety of others if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug;

(xi) A conviction for a violation of RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug, or a conviction for a violation of RCW 46.61.522 committed in a reckless manner or with the disregard for the safety of others if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug;

(xii) A conviction for a violation of RCW 46.61.5249, 46.61.500, or 9A.36.050 or an equivalent local ordinance, if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, or of RCW 46.61.520 or 46.61.522;

(xiii) An out-of-state conviction for a violation that would have been a violation of (a)(i), (ii), (x), (xi), or (xii) of this subsection if committed in this state;

(xiv) A deferred prosecution under chapter 10.05 RCW granted in a prosecution for a violation of RCW 46.61.502, 46.61.504, or an equivalent local ordinance;

(xv) A deferred prosecution under chapter 10.05 RCW granted in a prosecution for a violation of RCW 46.61.5249, or an equivalent local ordinance, if the charge under which the deferred prosecution was granted was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, or of RCW 46.61.520 or 46.61.522;

(xvi) A deferred prosecution granted in another state for a violation of driving or having physical control of a vehicle while under the influence of intoxicating liquor or any drug if the out-of-state deferred prosecution is equivalent to the deferred prosecution under chapter 10.05 RCW, including a requirement that the defendant participate in a chemical dependency treatment program; or

(xvii) A deferred sentence imposed in a prosecution for a violation of RCW 46.61.5249, 46.61.500, or 9A.36.050, or an equivalent local ordinance, if the charge under which the deferred sentence was imposed was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, or a violation of RCW 46.61.520 or 46.61.522;

If a deferred prosecution is revoked based on a subsequent conviction for an offense listed in this subsection (14)(a), the subsequent conviction shall not be treated as a prior offense of the revoked deferred prosecution for the purposes of sentencing;

(b) "Treatment" means substance use disorder treatment licensed or certified by the department of health;

(c) "Within seven years" means that the arrest for a prior offense occurred within seven years before or after the arrest for the current offense; and

(d) "Within fifteen years" means that the arrest for a prior offense occurred within fifteen years before or after the arrest for the current offense.

(15) All fines imposed by this section apply to adult offenders only.

Sec. 31. RCW 46.61.502 and 2017 c 335 s 1 are each amended to read as follows:

(1) A person is guilty of driving while under the influence of intoxicating liquor, marijuana, or any drug if the person drives a vehicle within this state:

(a) And the person has, within two hours after driving, an alcohol concentration of 0.08 or higher as shown by analysis of the person's breath or blood made under RCW 46.61.506; or

(b) The person has, within two hours after driving, a THC concentration of 5.00 or higher as shown by analysis of the person's blood made under RCW 46.61.506; or

(c) While the person is under the influence of or affected by intoxicating liquor, marijuana, or any drug; or

(d) While the person is under the combined influence of or affected by intoxicating liquor, marijuana, and any drug.

(2) The fact that a person charged with a violation of this section is or has been entitled to use a drug under the laws of this state shall not constitute a defense against a charge of violating this section.

(3)(a) It is an affirmative defense to a violation of subsection (1)(a) of this section, which the defendant must prove by a preponderance of the evidence, that the defendant consumed a sufficient quantity of alcohol after the time of driving and before the administration of an analysis of the person's breath or blood to cause the defendant's alcohol concentration to be 0.08 or more within two hours after driving. The court shall not admit evidence of this defense unless the defendant notifies the prosecution prior to the

omnibus or pretrial hearing in the case of the defendant's intent to assert the affirmative defense.

(b) It is an affirmative defense to a violation of subsection (1)(b) of this section, which the defendant must prove by a preponderance of the evidence, that the defendant consumed a sufficient quantity of marijuana after the time of driving and before the administration of an analysis of the person's blood to cause the defendant's THC concentration to be 5.00 or more within two hours after driving. The court shall not admit evidence of this defense unless the defendant notifies the prosecution prior to the omnibus or pretrial hearing in the case of the defendant's intent to assert the affirmative defense.

(4)(a) Analyses of blood or breath samples obtained more than two hours after the alleged driving may be used as evidence that within two hours of the alleged driving, a person had an alcohol concentration of 0.08 or more in violation of subsection (1)(a) of this section, and in any case in which the analysis shows an alcohol concentration above 0.00 may be used as evidence that a person was under the influence of or affected by intoxicating liquor or any drug in violation of subsection (1)(c) or (d) of this section.

(b) Analyses of blood samples obtained more than two hours after the alleged driving may be used as evidence that within two hours of the alleged driving, a person had a THC concentration of 5.00 or more in violation of subsection (1)(b) of this section, and in any case in which the analysis shows a THC concentration above 0.00 may be used as evidence that a person was under the influence of or affected by marijuana in violation of subsection (1)(c) or (d) of this section.

(5) Except as provided in subsection (6) of this section, a violation of this section is a gross misdemeanor.

(6) It is a class B felony punishable under chapter 9.94A RCW, or chapter 13.40 RCW if the person is a juvenile, if:

(a) The person has three or more prior offenses within ~~((ten))~~ fifteen years as defined in RCW 46.61.5055; or

(b) The person has ever previously been convicted of:

(i) Vehicular homicide while under the influence of intoxicating liquor or any drug, RCW 46.61.520(1)(a);

(ii) Vehicular assault while under the influence of intoxicating liquor or any drug, RCW 46.61.522(1)(b);

(iii) An out-of-state offense comparable to the offense specified in (b)(i) or (ii) of this subsection; or

(iv) A violation of this subsection (6) or RCW 46.61.504(6).

Sec. 32. RCW 9.94A.525 and 2017 c 272 s 3 are each amended to read as follows:

The offender score is measured on the horizontal axis of the sentencing grid. The offender score rules are as follows:

The offender score is the sum of points accrued under this section rounded down to the nearest whole number.

(1) A prior conviction is a conviction which exists before the date of sentencing for the offense for which the offender score is being computed. Convictions entered or sentenced on the same date as the conviction for which the offender score is being computed shall be deemed "other current offenses" within the meaning of RCW 9.94A.589.

(2)(a) Class A and sex prior felony convictions shall always be included in the offender score.

(b) Class B prior felony convictions other than sex offenses shall not be included in the offender score, if since the last date of release from confinement (including full-time residential treatment) pursuant to a felony conviction, if any, or entry of judgment and sentence, the offender had spent ten consecutive years in the community without committing any crime that subsequently results in a conviction.

(c) Except as provided in (e) of this subsection, class C prior felony convictions other than sex offenses shall not be included in the offender score if, since the last date of release from confinement (including full-time residential treatment) pursuant to a felony conviction, if any, or entry of judgment and sentence, the offender had spent five consecutive years in the community without committing any crime that subsequently results in a conviction.

(d) Except as provided in (e) of this subsection, serious traffic convictions shall not be included in the offender score if, since the last date of release from confinement (including full-time residential treatment) pursuant to a conviction, if any, or entry of judgment and sentence, the offender spent five years in the community without committing any crime that subsequently results in a conviction.

(e) If the present conviction is felony driving while under the influence of intoxicating liquor or any drug (RCW 46.61.502(6)) or felony physical control of a vehicle while under the influence of intoxicating liquor or any drug (RCW 46.61.504(6)), all predicate crimes for the offense as defined by RCW 46.61.5055(14) shall be included in the offender score, and prior convictions for felony driving while under the influence of intoxicating liquor or any drug (RCW 46.61.502(6)) or felony physical control of a vehicle while under the influence of intoxicating liquor or any drug (RCW 46.61.504(6)) shall always be included in the offender score. All other convictions of the defendant shall be scored according to this section.

(f) Prior convictions for a repetitive domestic violence offense, as defined in RCW 9.94A.030, shall not be included in the offender score if, since the last date of release from confinement or entry of judgment and sentence, the offender had spent ten consecutive years in the community without committing any crime that subsequently results in a conviction.

(g) This subsection applies to both adult and juvenile prior convictions.

(3) Out-of-state convictions for offenses shall be classified according to the comparable offense definitions and sentences provided by Washington law. Federal convictions for offenses shall be classified according to the comparable offense definitions and sentences provided by Washington law. If there is no clearly comparable offense under Washington law or the offense is one that is usually considered subject to exclusive federal jurisdiction, the offense shall be scored as a class C felony equivalent if it was a felony under the relevant federal statute.

(4) Score prior convictions for felony anticipatory offenses (attempts, criminal solicitations, and criminal conspiracies) the same as if they were convictions for completed offenses.

(5)(a) In the case of multiple prior convictions, for the purpose of computing the offender score, count all convictions separately, except:

(i) Prior offenses which were found, under RCW 9.94A.589(1)(a), to encompass the same criminal conduct, shall be counted as one offense, the offense that yields the highest offender score. The current sentencing court shall determine with respect to other prior adult offenses for which sentences were served concurrently or prior juvenile offenses for which sentences were served consecutively, whether those offenses shall be counted as one offense or as separate offenses using the "same criminal conduct" analysis found in RCW 9.94A.589(1)(a), and if the court finds that they shall be counted as one offense, then the offense that yields the highest offender score shall be used. The current sentencing court may presume that such other prior offenses were not the same criminal conduct from sentences imposed on separate dates, or in separate counties or jurisdictions, or in separate complaints, indictments, or informations;

(ii) In the case of multiple prior convictions for offenses committed before July 1, 1986, for the purpose of computing the offender score, count all adult convictions served concurrently as one offense, and count all juvenile convictions entered on the same date as one offense. Use the conviction for the offense that yields the highest offender score.

(b) As used in this subsection (5), "served concurrently" means that: (i) The latter sentence was imposed with specific reference to the former; (ii) the concurrent relationship of the sentences was judicially imposed; and (iii) the concurrent timing of the sentences was not the result of a probation or parole revocation on the former offense.

(6) If the present conviction is one of the anticipatory offenses of criminal attempt, solicitation, or conspiracy, count each prior conviction as if the present conviction were for a completed offense. When these convictions are used as criminal history, score them the same as a completed crime.

(7) If the present conviction is for a nonviolent offense and not covered by subsection (11), (12), or (13) of this section, count one point for each adult prior felony

conviction and one point for each juvenile prior violent felony conviction and 1/2 point for each juvenile prior nonviolent felony conviction.

(8) If the present conviction is for a violent offense and not covered in subsection (9), (10), (11), (12), or (13) of this section, count two points for each prior adult and juvenile violent felony conviction, one point for each prior adult nonviolent felony conviction, and 1/2 point for each prior juvenile nonviolent felony conviction.

(9) If the present conviction is for a serious violent offense, count three points for prior adult and juvenile convictions for crimes in this category, two points for each prior adult and juvenile violent conviction (not already counted), one point for each prior adult nonviolent felony conviction, and 1/2 point for each prior juvenile nonviolent felony conviction.

(10) If the present conviction is for Burglary 1, count prior convictions as in subsection (8) of this section; however count two points for each prior adult Burglary 2 or residential burglary conviction, and one point for each prior juvenile Burglary 2 or residential burglary conviction.

(11) If the present conviction is for a felony traffic offense count two points for each adult or juvenile prior conviction for Vehicular Homicide or Vehicular Assault; for each felony offense count one point for each adult and 1/2 point for each juvenile prior conviction; for each serious traffic offense, other than those used for an enhancement pursuant to RCW 46.61.520(2), count one point for each adult and 1/2 point for each juvenile prior conviction; count one point for each adult and 1/2 point for each juvenile prior conviction for operation of a vessel while under the influence of intoxicating liquor or any drug.

(12) If the present conviction is for homicide by watercraft or assault by watercraft count two points for each adult or juvenile prior conviction for homicide by watercraft or assault by watercraft; for each felony offense count one point for each adult and 1/2 point for each juvenile prior conviction; count one point for each adult and 1/2 point for each juvenile prior conviction for driving under the influence of intoxicating liquor or any drug, actual physical control of a motor vehicle while under the influence of intoxicating liquor or any drug, or operation of a vessel while under the influence of intoxicating liquor or any drug.

(13) If the present conviction is for manufacture of methamphetamine count three points for each adult prior manufacture of methamphetamine conviction and two points for each juvenile manufacture of methamphetamine offense. If the present conviction is for a drug offense and the offender has a criminal history that includes a sex offense or serious violent offense, count three points for each adult prior felony drug offense conviction and two points for each juvenile drug offense. All other adult and juvenile felonies are scored as in subsection (8) of this section if the current drug offense is violent, or as in subsection (7) of this section if the current drug offense is nonviolent.

(14) If the present conviction is for Escape from Community Custody, RCW 72.09.310, count only prior escape convictions in the offender score. Count adult prior

escape convictions as one point and juvenile prior escape convictions as 1/2 point.

(15) If the present conviction is for Escape 1, RCW 9A.76.110, or Escape 2, RCW 9A.76.120, count adult prior convictions as one point and juvenile prior convictions as 1/2 point.

(16) If the present conviction is for Burglary 2 or residential burglary, count priors as in subsection (7) of this section; however, count two points for each adult and juvenile prior Burglary 1 conviction, two points for each adult prior Burglary 2 or residential burglary conviction, and one point for each juvenile prior Burglary 2 or residential burglary conviction.

(17) If the present conviction is for a sex offense, count priors as in subsections (7) through (11) and (13) through (16) of this section; however count three points for each adult and juvenile prior sex offense conviction.

(18) If the present conviction is for failure to register as a sex offender under RCW (~~9A.44.130 or~~) 9A.44.132, count priors as in subsections (7) through (11) and (13) through (16) of this section; however count three points for each adult and juvenile prior sex offense conviction, excluding prior convictions for failure to register as a sex offender under RCW (~~9A.44.130 or~~) 9A.44.132, which shall count as one point.

(19) If the present conviction is for an offense committed while the offender was under community custody, add one point. For purposes of this subsection, community custody includes community placement or postrelease supervision, as defined in chapter 9.94B RCW.

(20) If the present conviction is for Theft of a Motor Vehicle, Possession of a Stolen Vehicle, Taking a Motor Vehicle Without Permission 1, or Taking a Motor Vehicle Without Permission 2, count priors as in subsections (7) through (18) of this section; however count one point for prior convictions of Vehicle Prowling 2, and three points for each adult and juvenile prior Theft 1 (of a motor vehicle), Theft 2 (of a motor vehicle), Possession of Stolen Property 1 (of a motor vehicle), Possession of Stolen Property 2 (of a motor vehicle), Theft of a Motor Vehicle, Possession of a Stolen Vehicle, Taking a Motor Vehicle Without Permission 1, or Taking a Motor Vehicle Without Permission 2 conviction.

(21) If the present conviction is for a felony domestic violence offense where domestic violence as defined in RCW 9.94A.030 was pleaded and proven, count priors as in subsections (7) through (20) of this section; however, count points as follows:

(a) Count two points for each adult prior conviction where domestic violence as defined in RCW 9.94A.030 was pleaded and proven after August 1, 2011, for any of the following offenses: A felony violation of a no-contact or protection order RCW 26.50.110, felony Harassment (RCW 9A.46.020(2)(b)), felony Stalking (RCW 9A.46.110(5)(b)), Burglary 1 (RCW 9A.52.020), Kidnapping 1 (RCW 9A.40.020), Kidnapping 2 (RCW 9A.40.030), Unlawful imprisonment (RCW 9A.40.040), Robbery 1 (RCW

9A.56.200), Robbery 2 (RCW 9A.56.210), Assault 1 (RCW 9A.36.011), Assault 2 (RCW 9A.36.021), Assault 3 (RCW 9A.36.031), Arson 1 (RCW 9A.48.020), or Arson 2 (RCW 9A.48.030);

(b) Count two points for each adult prior conviction where domestic violence as defined in RCW 9.94A.030 was pleaded and proven after July 23, 2017, for any of the following offenses: Assault of a child in the first degree, RCW 9A.36.120; Assault of a child in the second degree, RCW 9A.36.130; Assault of a child in the third degree, RCW 9A.36.140; Criminal Mistreatment in the first degree, RCW 9A.42.020; or Criminal Mistreatment in the second degree, RCW 9A.42.030;

(c) Count one point for each second and subsequent juvenile conviction where domestic violence as defined in RCW 9.94A.030 was pleaded and proven after August 1, 2011, for the offenses listed in (a) of this subsection; and

(d) Count one point for each adult prior conviction for a repetitive domestic violence offense as defined in RCW 9.94A.030, where domestic violence as defined in RCW 9.94A.030, was pleaded and proven after August 1, 2011.

(22) The fact that a prior conviction was not included in an offender's offender score or criminal history at a previous sentencing shall have no bearing on whether it is included in the criminal history or offender score for the current offense. Prior convictions that were not counted in the offender score or included in criminal history under repealed or previous versions of the sentencing reform act shall be included in criminal history and shall count in the offender score if the current version of the sentencing reform act requires including or counting those convictions. Prior convictions that were not included in criminal history or in the offender score shall be included upon any resentencing to ensure imposition of an accurate sentence.

Sec. 33. RCW 46.20.311 and 2016 c 203 s 12 are each amended to read as follows:

(1)(a) The department shall not suspend a driver's license or privilege to drive a motor vehicle on the public highways for a fixed period of more than one year, except as specifically permitted under RCW 46.20.267, 46.20.342, or other provision of law.

(b) Except for a suspension under RCW 46.20.267, 46.20.289, 46.20.291(5), 46.61.740, or 74.20A.320, whenever the license or driving privilege of any person is suspended by reason of a conviction, a finding that a traffic infraction has been committed, pursuant to chapter 46.29 RCW, or pursuant to RCW 46.20.291 or 46.20.308, the suspension shall remain in effect until the person gives and thereafter maintains proof of financial responsibility for the future as provided in chapter 46.29 RCW.

(c) If the suspension is the result of a nonfelony violation of RCW 46.61.502 or 46.61.504, the department shall determine the person's eligibility for licensing based upon the reports provided by the alcoholism agency or probation department designated under RCW 46.61.5056 and shall deny reinstatement until enrollment and

participation in an approved program has been established and the person is otherwise qualified. If the suspension is the result of a violation of RCW 46.61.502(6) or 46.61.504(6), the department shall determine the person's eligibility for licensing based upon the reports provided by the alcohol or drug dependency agency required under RCW 46.61.524 and shall deny reinstatement until satisfactory progress in an approved program has been established and the person is otherwise qualified. If the suspension is the result of a violation of RCW 46.61.502 or 46.61.504, and the person is required pursuant to RCW 46.20.720 to drive only a motor vehicle equipped with a functioning ignition interlock, the department shall determine the person's eligibility for licensing based upon written verification by a company doing business in the state that it has installed the required device on a vehicle owned or operated by the person seeking reinstatement. The department may waive the requirement for written verification under this subsection if it determines to its satisfaction that a device previously verified as having been installed on a vehicle owned or operated by the person is still installed and functioning or as permitted by RCW 46.20.720(8). If, based upon notification from the interlock provider or otherwise, the department determines that an interlock required under RCW 46.20.720 is no longer installed or functioning as required, the department shall suspend the person's license or privilege to drive. Whenever the license or driving privilege of any person is suspended or revoked as a result of noncompliance with an ignition interlock requirement, the suspension shall remain in effect until the person provides notice issued by a company doing business in the state that a vehicle owned or operated by the person is equipped with a functioning ignition interlock device.

(d) Whenever the license or driving privilege of any person is suspended as a result of certification of noncompliance with a child support order under chapter 74.20A RCW, the suspension shall remain in effect until the person provides a release issued by the department of social and health services stating that the person is in compliance with the order.

(e)(i) The department shall not issue to the person a new, duplicate, or renewal license until the person pays a reissue fee of seventy-five dollars.

(ii) If the suspension is the result of a violation of RCW 46.61.502 or 46.61.504, or is the result of administrative action under RCW 46.20.308, the reissue fee shall be one hundred (~~forty~~) seventy-five dollars.

(2)(a) Any person whose license or privilege to drive a motor vehicle on the public highways has been revoked, unless the revocation was for a cause which has been removed, is not entitled to have the license or privilege renewed or restored until: (i) After the expiration of one year from the date the license or privilege to drive was revoked; (ii) after the expiration of the applicable revocation period provided by RCW 46.20.3101 or 46.61.5055; (iii) after the expiration of two years for persons convicted of vehicular homicide; or (iv) after the expiration of the applicable revocation period provided by RCW 46.20.265.

(b)(i) After the expiration of the appropriate period, the person may make application for a new license as provided by law together with a reissue fee in the amount of seventy-five dollars.

(ii) If the revocation is the result of a violation of RCW 46.20.308, 46.61.502, or 46.61.504, the reissue fee shall be one hundred (~~forty~~) seventy-five dollars. If the revocation is the result of a nonfelony violation of RCW 46.61.502 or 46.61.504, the department shall determine the person's eligibility for licensing based upon the reports provided by the alcoholism agency or probation department designated under RCW 46.61.5056 and shall deny reissuance of a license, permit, or privilege to drive until enrollment and participation in an approved program has been established and the person is otherwise qualified. If the suspension is the result of a violation of RCW 46.61.502(6) or 46.61.504(6), the department shall determine the person's eligibility for licensing based upon the reports provided by the alcohol or drug dependency agency required under RCW 46.61.524 and shall deny reinstatement until satisfactory progress in an approved program has been established and the person is otherwise qualified. If the revocation is the result of a violation of RCW 46.61.502 or 46.61.504, and the person is required pursuant to RCW 46.20.720 to drive only a motor vehicle equipped with a functioning ignition interlock or other biological or technical device, the department shall determine the person's eligibility for licensing based upon written verification by a company doing business in the state that it has installed the required device on a vehicle owned or operated by the person applying for a new license. The department may waive the requirement for written verification under this subsection if it determines to its satisfaction that a device previously verified as having been installed on a vehicle owned or operated by the person is still installed and functioning or as permitted by RCW 46.20.720(8). If, following issuance of a new license, the department determines, based upon notification from the interlock provider or otherwise, that an interlock required under RCW 46.20.720 is no longer functioning, the department shall suspend the person's license or privilege to drive until the department has received written verification from an interlock provider that a functioning interlock is installed.

(c) Except for a revocation under RCW 46.20.265, the department shall not then issue a new license unless it is satisfied after investigation of the driving ability of the person that it will be safe to grant the privilege of driving a motor vehicle on the public highways, and until the person gives and thereafter maintains proof of financial responsibility for the future as provided in chapter 46.29 RCW. For a revocation under RCW 46.20.265, the department shall not issue a new license unless it is satisfied after investigation of the driving ability of the person that it will be safe to grant that person the privilege of driving a motor vehicle on the public highways.

(3)(a) Whenever the driver's license of any person is suspended pursuant to Article IV of the nonresident violators compact or RCW 46.23.020 or 46.20.289 or 46.20.291(5), the department shall not issue to the person any new or

renewal license until the person pays a reissue fee of seventy-five dollars.

(b) If the suspension is the result of a violation of the laws of this or any other state, province, or other jurisdiction involving (i) the operation or physical control of a motor vehicle upon the public highways while under the influence of intoxicating liquor or drugs, or (ii) the refusal to submit to a chemical test of the driver's blood alcohol content, the reissue fee shall be one hundred (~~fifty~~) seventy-five dollars.

Sec. 34. RCW 46.20.385 and 2017 c 336 s 4 are each amended to read as follows:

(1)(a) Any person licensed under this chapter or who has a valid driver's license from another state, who is convicted of: (i) A violation of RCW 46.61.502 or 46.61.504 or an equivalent local or out-of-state statute or ordinance, or (ii) a violation of RCW 46.61.520(1)(a) or an equivalent local or out-of-state statute or ordinance, or (iii) a conviction for a violation of RCW 46.61.520(1) (b) or (c) if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.520(1)(a), or (iv) RCW 46.61.522(1)(b) or an equivalent local or out-of-state statute or ordinance, or (v) RCW 46.61.522(1) (a) or (c) if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.522(1)(b) committed while under the influence of intoxicating liquor or any drug, or (vi) who has had or will have his or her license suspended, revoked, or denied under RCW 46.20.3101, or who is otherwise permitted under subsection (8) of this section, may submit to the department an application for an ignition interlock driver's license. The department, upon receipt of the prescribed fee and upon determining that the petitioner is eligible to receive the license, may issue an ignition interlock driver's license.

(b) A person may apply for an ignition interlock driver's license anytime, including immediately after receiving the notices under RCW 46.20.308 or after his or her license is suspended, revoked, or denied.

(c) An applicant under this subsection shall provide proof to the satisfaction of the department that a functioning ignition interlock device has been installed on all vehicles operated by the person.

(i) The department shall require the person to maintain the device on all vehicles operated by the person and shall restrict the person to operating only vehicles equipped with the device, for the remainder of the period of suspension, revocation, or denial, unless otherwise permitted under RCW 46.20.720(6).

(ii) Subject to any periodic renewal requirements established by the department under this section and subject to any applicable compliance requirements under this chapter or other law, an ignition interlock driver's license granted upon a suspension or revocation under RCW 46.61.5055 or 46.20.3101 extends through the remaining portion of any concurrent or consecutive suspension or revocation that may be imposed as the result of

administrative action and criminal conviction arising out of the same incident.

(2) An applicant for an ignition interlock driver's license who qualifies under subsection (1) of this section is eligible to receive a license only if the applicant files satisfactory proof of financial responsibility under chapter 46.29 RCW.

(3) Upon receipt of evidence that a holder of an ignition interlock driver's license granted under this subsection no longer has a functioning ignition interlock device installed on all vehicles operated by the driver, the director shall give written notice by first-class mail to the driver that the ignition interlock driver's license shall be canceled. If at any time before the cancellation goes into effect the driver submits evidence that a functioning ignition interlock device has been installed on all vehicles operated by the driver, the cancellation shall be stayed. If the cancellation becomes effective, the driver may obtain, at no additional charge, a new ignition interlock driver's license upon submittal of evidence that a functioning ignition interlock device has been installed on all vehicles operated by the driver.

(4) A person aggrieved by the decision of the department on the application for an ignition interlock driver's license may request a hearing as provided by rule of the department.

(5) The director shall cancel an ignition interlock driver's license after receiving notice that the holder thereof has been convicted of operating a motor vehicle in violation of its restrictions, no longer meets the eligibility requirements, or has been convicted of or found to have committed a separate offense or any other act or omission that under this chapter would warrant suspension or revocation of a regular driver's license. The department must give notice of the cancellation as provided under RCW 46.20.245. A person whose ignition interlock driver's license has been canceled under this section may reapply for a new ignition interlock driver's license if he or she is otherwise qualified under this section and pays the fee required under RCW 46.20.380.

(6)(a) Unless costs are waived by the ignition interlock company or the person is indigent under RCW 10.101.010, the applicant shall pay the cost of installing, removing, and leasing the ignition interlock device and shall pay an additional fee of twenty-one dollars per month. Payments shall be made directly to the ignition interlock company. The company shall remit the additional fee to the department, except that the company may retain twenty-five cents per month of the additional fee to cover the expenses associated with administering the fee.

(b) The department shall deposit the proceeds of the twenty-one dollar fee into the ignition interlock device revolving account. Expenditures from the account may be used only to administer and operate the ignition interlock device revolving account program. The department shall adopt rules to provide monetary assistance according to greatest need and when funds are available.

(7) The department shall adopt rules to implement ignition interlock licensing. The department shall consult with the administrative office of the courts, the state patrol, the Washington association of sheriffs and police chiefs, ignition interlock companies, and any other organization or entity the department deems appropriate.

(8)(a) Any person licensed under this chapter who is convicted of a violation of RCW 46.61.500 when the charge was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, may submit to the department an application for an ignition interlock driver's license under this section.

(b) A person who does not have any driver's license under this chapter, but who would otherwise be eligible under this section to apply for an ignition interlock license, may submit to the department an application for an ignition interlock license. The department may require the person to take any driver's licensing examination under this chapter and may require the person to also apply and qualify for a temporary restricted driver's license under RCW 46.20.391.

NEW SECTION. Sec. 35. (1) Within existing resources, the Washington association of sheriffs and police chiefs shall review current laws and regulations regarding the sentencing structure for impaired driving offenses in an effort to reduce fatalities from individuals driving under the influence. The review must include looking at lookback periods, number of previous offenses, and other possible recommendations to reduce these fatalities. The Washington association of sheriffs and police chiefs shall provide its recommendations to the governor and appropriate committees of the legislature by December 1, 2019.

(2) This section expires June 30, 2020.

NEW SECTION. Sec. 36. RCW 43.43.3951 (Ignition interlock devices—Limited exemption for companies not using devices employing fuel cell technology) and 2010 c 268 s 3 are each repealed.

NEW SECTION. Sec. 37. Sections 2, 3, 5 through 10, 12, 15, and 19 of this act take effect January 1, 2020."

On page 1, line 1 of the title, after "driving;" strike the remainder of the title and insert "amending RCW 9.94A.533, 9.94A.729, 10.21.055, 38.52.430, 46.20.245, 46.20.3101, 46.20.720, 46.20.740, 46.20.750, 46.55.113, 46.61.500, 46.61.504, 46.61.5055, 46.61.5055, 46.61.502, 9.94A.525, 46.20.311, and 46.20.385; reenacting and amending RCW 46.20.355; creating a new section; repealing RCW 43.43.3951; prescribing penalties; providing an effective date; and providing an expiration date."

Sarah Bannister, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House refused to concur in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 1504 and asked the Senate to recede therefrom.

MESSAGE FROM THE SENATE

April 26, 2019

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 1789 with the following amendment:

On page 2, line 29, after "~~(Twelve)~~", strike "Eighteen" and insert "Fifteen"

and the same is herewith transmitted.

Sarah Bannister, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 1789 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Fey and Barkis spoke in favor of the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1789, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1789, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 85; Nays, 12; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Barkis, Bergquist, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, Dent, Doglio, Dolan, Dufault, Dye, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kirby, Klippert, Kloba, Kretz, Lekanoff, Lovick, MacEwen, Macri, Maycumber, Morgan, Morris, Mosbrucker, Ormsby, Ortiz-Self, Orwall, Peterson, Pettigrew, Pollet, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

Voting nay: Representatives Blake, DeBolt, Kilduff, Kraft, Leavitt, McCaslin, Mead, Orcutt, Paul, Pellicciotti, Ramos and Shewmake.

Excused: Representative Entenman.

ENGROSSED HOUSE BILL NO. 1789, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote YEA on Engrossed House Bill No. 1789.

Representative McCaslin, 4th District

There being no objection, the House reverted to the sixth order of business.

SECOND READING

SUBSTITUTE SENATE BILL NO. 5668, by Senate Committee on Ways & Means (originally sponsored by Takko, Warnick and Fortunato)

Concerning moneys received at auctions conducted by registered tow truck operators. Revised for 1st Substitute: Concerning taxation of abandoned vehicles sold at auctions conducted by registered tow truck operators.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5668.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5668, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Barkis, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Irwin, Jenkin, Jenkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

Voting nay: Representatives Bergquist and Hudgins.

Excused: Representative Entenman.

SUBSTITUTE SENATE BILL NO. 5668, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5183, by Senate Committee on Housing Stability & Affordability (originally sponsored by Kuderer, Pedersen, Wellman, Saldaña, Liias, Wilson and C.)

Concerning relocation assistance for manufactured/mobile home park tenants. Revised for 1st Substitute: Concerning relocation assistance for manufactured/mobile home park tenants. (REVISED FOR ENGROSSED: Concerning manufactured/mobile homes.)

The bill was read the second time.

Representative Gregerson moved the adoption of amendment (823):

On page 24, after line 33, insert the following:

"**Sec. 17.** RCW 59.20.060 and 2019 c ... (ESHB 1582) s 3 are each amended to read as follows:

(1) Any mobile home space tenancy regardless of the term, shall be based upon a written rental agreement, signed by the parties, which shall contain:

(a) The terms for the payment of rent, including time and place, and any additional charges to be paid by the tenant. Additional charges that occur less frequently than monthly shall be itemized in a billing to the tenant;

(b) Reasonable rules for guest parking which shall be clearly stated;

(c) The rules and regulations of the park;

(d) The name and address of the person who is the landlord, and if such person does not reside in the state there shall also be designated by name and address a person who resides in the county where the mobile home park is located who is authorized to act as agent for the purposes of service of notices and process. If no designation is made of a person to act as agent, then the person to whom rental payments are to be made shall be considered the agent;

(e) The name and address of any party who has a secured interest in the mobile home, manufactured home, or park model;

(f) A forwarding address of the tenant or the name and address of a person who would likely know the whereabouts of the tenant in the event of an emergency or an abandonment of the mobile home, manufactured home, or park model;

(g)(i) A covenant by the landlord that, except for acts or events beyond the control of the landlord, the mobile home park will not be converted to a land use that will prevent the space that is the subject of the lease from

continuing to be used for its intended use for a period of three years after the beginning of the term of the rental agreement;

(ii) A rental agreement may, in the alternative, contain a statement that: "The park may be sold or otherwise transferred at any time with the result that subsequent owners may close the mobile home park, or that the landlord may close the park at any time after the required closure notice as provided in RCW 59.20.080." The covenant or statement required by this subsection must: (A) Appear in print that is in bold face and is larger than the other text of the rental agreement; (B) be set off by means of a box, blank space, or comparable visual device; and (C) be located directly above the tenant's signature on the rental agreement;

(h) A copy of a closure notice, as required in RCW 59.20.080, if such notice is in effect;

(i) The terms and conditions under which any deposit or portion thereof may be withheld by the landlord upon termination of the rental agreement if any moneys are paid to the landlord by the tenant as a deposit or as security for performance of the tenant's obligations in a rental agreement;

(j) A listing of the utilities, services, and facilities which will be available to the tenant during the tenancy and the nature of the fees, if any, to be charged together with a statement that, in the event any utilities are changed to be charged independent of the rent during the term of the rental agreement, the landlord agrees to decrease the amount of the rent charged proportionately;

(k) A written description, picture, plan, or map of the boundaries of a mobile home space sufficient to inform the tenant of the exact location of the tenant's space in relation to other tenants' spaces;

(l) A written description, picture, plan, or map of the location of the tenant's responsibility for utility hook-ups, consistent with RCW 59.20.130(6);

(m) A statement of the current zoning of the land on which the mobile home park is located;

(n) A statement of the expiration date of any conditional use, temporary use, or other land use permit subject to a fixed expiration date that is necessary for the continued use of the land as a mobile home park; and

(o) A written statement containing accurate historical information regarding the past five years' rental amount charged for the lot or space.

(2) Any rental agreement executed between the landlord and tenant shall not contain any provision:

(a) Which allows the landlord to charge a fee for guest parking unless a violation of the rules for guest parking occurs: PROVIDED, That a fee may be charged for guest parking which covers an extended period of time as defined in the rental agreement;

(b) Which authorizes the towing or impounding of a vehicle except upon notice to the owner thereof or the tenant whose guest is the owner of the vehicle;

(c) Which allows the landlord to alter the due date for rent payment or increase the rent: (i) During the term of the rental agreement if the term is less than two years, or (ii) more frequently than annually if the initial term is for two years or more: PROVIDED, That a rental agreement may include an escalation clause for a pro rata share of any increase in the mobile home park's real property taxes or utility assessments or charges, over the base taxes or utility assessments or charges of the year in which the rental agreement took effect, if the clause also provides for a pro rata reduction in rent or other charges in the event of a reduction in real property taxes or utility assessments or charges, below the base year: PROVIDED FURTHER, That a rental agreement for a term exceeding two years may provide for annual increases in rent in specified amounts or by a formula specified in such agreement. Any rent increase authorized under this subsection (2)(c) that occurs within the closure notice period pursuant to RCW 59.20.080(1)(e) may not be more than one percentage point above the United States consumer price index for all urban consumers, housing component, published by the United States bureau of labor statistics in the periodical "Monthly Labor Review and Handbook of Labor Statistics" as established annually by the department of commerce;

(d) By which the tenant agrees to waive or forego rights or remedies under this chapter;

(e) Allowing the landlord to charge an "entrance fee" or an "exit fee." However, an entrance fee may be charged as part of a continuing care contract as defined in RCW 70.38.025;

(f) Which allows the landlord to charge a fee for guests: PROVIDED, That a landlord may establish rules charging for guests who remain on the premises for more than fifteen days in any sixty-day period;

(g) By which the tenant agrees to waive or forego homestead rights provided by chapter 6.13 RCW. This subsection shall not prohibit such waiver after a default in rent so long as such waiver is in writing signed by the husband and wife or by an unmarried claimant and in consideration of the landlord's agreement not to terminate the tenancy for a period of time specified in the waiver if the landlord would be otherwise entitled to terminate the tenancy under this chapter; or

(h) By which, at the time the rental agreement is entered into, the landlord and tenant agree to the selection of a particular arbitrator.

(3) Any provision prohibited under this section that is included in a rental agreement is unenforceable.

Sec. 18. RCW 59.20.--- and 2019 c ... (ESHB 1582) s 9 are each amended to read as follows:

(1) A court may order an unlawful detainer action to be of limited dissemination for one or more persons if: (a) The court finds that the plaintiff's case was sufficiently without basis in fact or law; (b) the tenancy was reinstated by the court; or (c) other good cause exists for limiting

dissemination of the unlawful detainer action (~~in accordance with court rule GR 15~~)).

(2) An order to limit dissemination of an unlawful detainer action must be in writing.

(3) When an order for limited dissemination of an unlawful detainer action has been entered with respect to a person, a tenant screening service provider must not: (a) Disclose the existence of that unlawful detainer action in a tenant screening report pertaining to the person for whom dissemination has been limited, or (b) use the unlawful detainer action as a factor in determining any score or recommendation to be included in a tenant screening report pertaining to the person for whom dissemination has been limited.

NEW SECTION. Sec. 19. Sections 17 and 18 of this act take effect only if chapter ... (Engrossed Substitute House Bill No. 1582), Laws of 2019 is enacted by August 1, 2019."

Renumber the remaining sections consecutively, correct any internal references accordingly, and correct the title.

Representatives Gregerson and Jenkin spoke in favor of the adoption of the amendment.

Amendment (823) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Ryu, Barkis, Irwin, Doglio and Harris spoke in favor of the passage of the bill.

Representatives Jenkin and Kraft spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5183, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5183, as amended by the House, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos,

Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

Voting nay: Representatives Jenkin, Kraft, McCaslin and Shea.

Excused: Representative Entenman.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5183, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5091, by Senate Committee on Ways & Means (originally sponsored by Wellman, Conway, Darneille, Wilson, C., Kuderer and Takko)

Concerning state and federal special education funding.

The bill was read the second time.

There being no objection, the committee striking amendment by the Committee on Education was not adopted. (For Committee amendment, see Journal, Day 78, April 1, 2019).

There being no objection, the committee striking amendment by the Committee on Appropriations was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 86, April 9, 2019).

With the consent of the House, amendment (689) to the committee striking amendment, was withdrawn.

Representative Dolan moved the adoption of amendment (813) to the committee striking amendment:

On page 1, beginning on line 19, after "to" strike all material through "to" on line 25

On page 4, line 17, after "and" strike "two-tenths" and insert "three-tenths"

On page 5, line 30, after "(b)" strike "A" and insert "(i) Subject to the limitation in (b)(ii) of this subsection (2), a"

On page 5, at the beginning of line 33, strike "enrolled in special education" and insert "receiving special education, excluding students ages birth through four and those five year olds not yet enrolled in kindergarten"

On page 5, at the beginning of line 35, strike "either"

On page 5, line 36, strike "(i) 1.00" and insert "(A) In the 2019-20 school year, 0.995 for students eligible for and receiving special education."

(B) Beginning in the 2020-21 school year, either:

(I) 1.0075"

On page 6, at the beginning of line 1, strike "(ii) 0.9823" and insert "(II) 0.995"

On page 6, after line 3, insert the following:

"(ii) If the enrollment percent exceeds thirteen and five-tenths percent, the excess cost allocation calculated under (b)(i) of this subsection must be adjusted by multiplying the allocation by thirteen and five-tenths percent divided by the enrollment percent."

On page 6, beginning on line 22, after "education enrollment." strike all material through "percent." on line 26

Representatives Dolan, Steele, Eslick and Pollet spoke in favor of the adoption of the amendment to the committee striking amendment.

Representative Caldier spoke against the adoption of the amendment to the committee striking amendment.

Amendment (813) to the committee striking amendment was adopted.

Representative Stokesbary moved the adoption of amendment (677) to the committee striking amendment:

On page 1, beginning on line 3, strike all of section 1 and insert the following:

"NEW SECTION. Sec. 1. (1) The state of Washington stands at a critical juncture in the education of students with disabilities, especially those students who are receiving special education and related services. For too long special education in Washington has languished with a piecemeal approach in both funding and practice. When compared to other states, including those with comparable funding, students with disabilities in Washington lag behind their peers. Washington ranks near the bottom nationally for inclusion of students with disabilities: Only seven states having a lower percentage of students with disabilities spending eighty percent or more of their day in the general education classroom; and only five percent of Washington students with intellectual disabilities spending a majority of their day in general education classrooms. Washington does not fare much better when it comes to other basic indicators of success: Thirty-four percent of students with disabilities dropped out of school in 2017 (only two other states reported worse dropout rates); and only fifty-eight percent of students receiving special education services earned their diploma in 2016 (this puts Washington in the bottom thirteen in the nation).

(2) The legislature intends to provide the funding necessary to support a comprehensive and responsive education system that fully addresses the needs of students with disabilities, especially those students who are receiving special education and related services. Under the current funding model, students with disabilities are funded as basic education students first, with additional funding provided through a statewide multiplier intended to meet the additional needs of each student as established in the

student's individualized education program. Additionally, a safety net administered by the office of the superintendent of public instruction is available for school districts that demonstrate significant extra need beyond what they receive from the base funding formula.

(3) The legislature notes that school districts across the state have identified the need for additional resources to create the educational environment necessary to give every student with an individualized education program the opportunity to succeed. It is the legislature's intent to maintain the current funding structure for special education with necessary resources and to collect data related to the numbers of students who fall into different cost categories of support. These additional data will inform whether an alternative system of funding may be necessary to better reflect current needs of our schools and our students. However, as these data are collected, the legislature also intends to provide immediate relief to school district special education programs by enhancing the supplemental funding school districts receive for every student in the program of special education and to provide easier access to the safety net when those base funds are not adequate.

(4) Inclusive education practices significantly improve outcomes for students with disabilities and have significant benefits for all students in the classroom. It is the legislature's intent to develop best practices for inclusion in numerous settings and to ensure that the best practices are supported statewide. It is the legislature's intent to increase the graduation rate of students receiving special education services to seventy percent by 2025.

(5) With fiscal and policy supports provided in this act, Washington will advance expectations and lay a foundation that commits to ensuring every student with a disability has an opportunity to live a full, meaningful, and productive life."

On page 7, after line 26, insert the following:

"NEW SECTION. Sec. 7. A new section is added to chapter 28A.415 RCW to read as follows:

School districts and educational service districts must embed in any professional development provided to general education teachers the best practices for differentiating instruction and learning activities to meet each student's individual needs.

NEW SECTION. Sec. 8. A new section is added to chapter 43.06B RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, and as described in this section, the office of the education ombuds shall serve as the lead agency to provide information and training to students, families, educational service district and school district staff, and communities regarding the special education services and disability accommodations processes under the federal individuals with disabilities education act, section 504 of the federal rehabilitation act of 1973, and the federal Americans with disabilities act.

(2)(a) The office of the education ombuds must develop a multicourse training program for students with disabilities, families of students with disabilities, educational service district and school district staff, and community and educational organizations supporting students with disabilities.

(b) The training program must address the components of: A free and appropriate public education, family-school relationships, navigation of the special education services and disability accommodations processes, advocacy by families of students with disabilities, self-advocacy for students with disabilities, and communication strategies and conflict resolution between families and educators.

(c) The training program must be developed, and revised annually, in consultation with students with disabilities and their families, and at least one representative each from: An educational service district or school district, a community-based organization that advocates for students with disabilities, a state organization that represents parents and teachers, and the office of the superintendent of public instruction.

(d) The office of the education ombuds must develop publications, online training, videos, and other resources to supplement the training program.

(3)(a) For the purpose of delivering the training program to students, families, educational service district and school district staff, and communities across the state, the office of the education ombuds must distribute special education outreach ombuds statewide, with the goal of at least one special education outreach ombud located within the boundaries of each educational service district.

(b) The office of the education ombuds, and its special education outreach ombuds, may deliver the training program in partnership with other entities, such as Washington professional educator standards board-approved teacher preparation programs, educational service districts, school districts, and community and educator organizations that provide professional development or that support students with disabilities.

(4) The office of the education ombuds must make the training program available to other ombuds offices within Washington, as well as nationally.

(5) The office of the education ombuds may charge for the delivery of the training program, or the use of resources, developed under this section.

NEW SECTION. Sec. 9. A new section is added to chapter 43.06B RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, in addition to the duties under RCW 43.06B.020, the office of the education ombuds must provide special education advocacy services when requested by a child with a disability or a member of the child's family.

(2) In providing special education advocacy services, the office of the education ombuds must:

(a) Serve as a resource for the child with a disability who is eligible for special education due to the disability and the child's parents and family;

(b) Advocate on behalf of the child for a free and appropriate public education from the public school system that emphasizes special education and related services that are:

(i) Provided in the least restrictive environment;

(ii) Designed to meet the child's unique needs;

(iii) Appropriately ambitious and reasonably calculated to enable the child to make progress in light of the child's circumstances; and

(iv) Addressing the child's further education, employment, and independent living goals; and

(c) Assist parents with any one or more of the following:

(i) Preparing for a meeting to develop or update their child's individualized education program;

(ii) Attending the individualized education program meetings to help present the parents' concerns, negotiate components that meet the parents' goals and requests, or otherwise assist with, the understanding and navigation of the process;

(iii) Attending an individualized education program meeting on behalf of the child to assist in writing an appropriate program when a parent opts out or otherwise cannot attend the meeting.

NEW SECTION. Sec. 10. A new section is added to chapter 28A.320 RCW to read as follows:

(1) Each school district shall convene an ongoing special education advisory committee. The purposes of the committee are to:

(a) Increase parental and family involvement by providing a forum for parents, families, and the community to ask questions, propose solutions, and otherwise give feedback on the special education program in their schools; and

(b) Be a partner with the school district in its efforts to provide effective special education programming for eligible students with disabilities.

(2) The committee shall advise the school board through the school district superintendent.

(3) The school district board of directors shall appoint committee members as provided in this subsection. At a minimum, a majority of the committee members must be parents of children with disabilities or individuals with disabilities. The committee must also include one teacher member. Additional school or school district personnel shall serve only as consultants to the committee.

(4) The committee has the following duties:

(a) Advise the school district of needs in the education of children with disabilities;

(b) Participate in the development of priorities and strategies for meeting the identified needs of children with disabilities;

(c) Facilitate partnerships with community employers to provide appropriate transition services;

(d) Facilitate trainings by experienced outside consultants not employed by the school district, at least two times per school year, to families of children with disabilities to teach families how to advocate for their child and to teach students with disabilities how to self-advocate;

(e) Submit periodic reports and recommendations to the school district superintendent for transmission to the school district board of directors regarding the education of children with disabilities;

(f) Assist the school district in interpreting plans to the community for meeting the special needs of children with disabilities for educational and transition services; and

(g) Review the school district proposed policies and procedures for the provision of special education and related services prior to submission to the school district board of directors.

(5) Committee meetings must be held at least four times in a school year and must be open to the public.

(6) The school district must post on its web site: The names of the committee members; the committee meeting schedule and agendas; and information on the process for interested parties to express their views to the committee.

Sec. 11. RCW 28A.657.110 and 2013 c 159 s 12 are each amended to read as follows:

(1) By November 1, 2013, the state board of education shall propose rules for adoption establishing an accountability framework that creates a unified system of support for challenged schools that aligns with basic education, increases the level of support based upon the magnitude of need, and uses data for decisions. The board must seek input from the public and interested groups in developing the framework. Based on the framework, the superintendent of public instruction shall design a comprehensive system of specific strategies for recognition, provision of differentiated support and targeted assistance, and, if necessary, requiring intervention in schools and school districts. The superintendent shall submit the system design to the state board of education for review. The state board of education shall recommend approval or modification of the system design to the superintendent no later than January 1, 2014, and the system must be implemented statewide no later than the 2014-15 school year. To the extent state funds are appropriated for this purpose, the system must apply equally to Title I, Title I-eligible, and non-Title I schools in the state.

(2) The state board of education shall develop a Washington achievement index to identify schools and school districts for recognition, for continuous improvement, and for additional state support. The index shall be based on criteria that are fair, consistent, and transparent. Performance shall be measured using multiple outcomes and indicators including, but not limited to, graduation rates and results from statewide assessments. The index shall be developed in such a way as to be easily understood by both employees within the schools and school districts, as well as parents and community members. It is the legislature's intent that the index provide feedback to schools and school districts to self-assess their progress, and enable the identification of schools with exemplary performance and those that need assistance to overcome challenges in order to achieve exemplary performance.

(3) The state board of education, in cooperation with the office of the superintendent of public instruction, shall annually recognize schools for exemplary performance as measured on the Washington achievement index. The state board of education shall have ongoing collaboration with the educational opportunity gap oversight and accountability committee regarding the measures used to measure the closing of the achievement gaps and the recognition provided to the school districts for closing the achievement gaps. Schools with exemplary performance in serving students receiving special education services must be recognized.

(4) In coordination with the superintendent of public instruction, the state board of education shall seek approval from the United States department of education for use of the Washington achievement index and the state system of differentiated support, assistance, and intervention to replace the federal accountability system under P.L. 107-110, the no child left behind act of 2001.

(5) The state board of education shall work with the education data center established within the office of financial management and the technical working group established in RCW 28A.290.020 to determine the feasibility of using the prototypical funding allocation model as not only a tool for allocating resources to schools and school districts but also as a tool for schools and school districts to report to the state legislature and the state board of education on how the state resources received are being used.

Sec. 12. RCW 28A.155.220 and 2015 c 217 s 2 are each amended to read as follows:

(1) The office of the superintendent of public instruction must establish interagency agreements with the department of social and health services, the department of services for the blind, and any other state agency that provides high school transition services for special education students. Such interagency agreements shall not interfere with existing individualized education programs, nor override any individualized education program team's decision-making power. The purpose of the interagency agreements is to foster effective collaboration among the multiple agencies providing transition services for

individualized education program-eligible special education students from the beginning of transition planning, as soon as educationally and developmentally appropriate, through age twenty-one, or through high school graduation, whichever occurs first. Interagency agreements are also intended to streamline services and programs, promote efficiencies, and establish a uniform focus on improved outcomes related to self-sufficiency.

(2)(a) When educationally and developmentally appropriate, the interagency responsibilities and linkages with transition services under subsection (1) of this section must be addressed in a transition plan to a postsecondary setting in the individualized education program of a student with disabilities.

(b) Transition planning shall be based upon educationally and developmentally appropriate transition assessments that outline the student's individual needs, strengths, preferences, and interests. Transition assessments may include observations, interviews, inventories, situational assessments, formal and informal assessments, as well as academic assessments.

(c) The transition services that the transition plan must address include activities needed to assist the student in reaching postsecondary goals and courses of study to support postsecondary goals.

(d) Transition activities that the transition plan may address include instruction, related services, community experience, employment and other adult living objectives, daily living skills, and functional vocational evaluation.

(e) Beginning when a student reaches the age of sixteen and continuing until the student reaches the age of twenty-one, or through high school graduation, whichever occurs first, a representative from the division of vocational rehabilitation in the department of social and health services must attend individualized education program meetings to assist students with transition planning when requested by a member of a student's individualized education program team.

(f) When educationally and developmentally appropriate, a discussion must take place with the student and parents, and others as needed, to determine the postsecondary goals or postschool vision for the student. This discussion may be included as part of an annual individualized education program review, high school and beyond plan meeting, or any other meeting that includes parents, students, and educators. The postsecondary goals included in the transition plan shall be goals that are measurable and must be based on appropriate transition assessments related to training, education, employment, and independent living skills, when necessary. The goals must also be based on the student's needs, while considering the strengths, preferences, and interests of the student. During this discussion, students and parents must be provided with information about the Washington achieving a better life experience program, defined in RCW 43.330.460, including information on eligibility, benefits, and Washington achieving a better life experience program account creation.

~~((f))~~ (g) As the student gets older, changes in the transition plan may be noted in the annual update of the student's individualized education program.

~~((g))~~ (h) A student with disabilities who has a high school and beyond plan may use the plan to comply with the transition plan required under this subsection (2).

(3) To the extent that data is available through data-sharing agreements established by the education data center under RCW 43.41.400, the education data center must monitor the following outcomes for individualized education program-eligible special education students after high school graduation:

(a) The number of students who, within one year of high school graduation:

(i) Enter integrated employment paid at the greater of minimum wage or competitive wage for the type of employment, with access to related employment and health benefits; or

(ii) Enter a postsecondary education or training program focused on leading to integrated employment;

(b) The wages and number of hours worked per pay period;

(c) The impact of employment on any state and federal benefits for individuals with disabilities;

(d) Indicators of the types of settings in which students who previously received transition services primarily reside;

(e) Indicators of improved economic status and self-sufficiency;

(f) Data on those students for whom a postsecondary or integrated employment outcome does not occur within one year of high school graduation, including:

(i) Information on the reasons that the desired outcome has not occurred;

(ii) The number of months the student has not achieved the desired outcome; and

(iii) The efforts made to ensure the student achieves the desired outcome.

(4) To the extent that the data elements in subsection (3) of this section are available to the education data center through data-sharing agreements, the office of the superintendent of public instruction must prepare an annual report using existing resources and submit the report to the legislature.

NEW SECTION. Sec. 13. A new section is added to chapter 28A.155 RCW to read as follows:

(1) School districts are encouraged to participate in the establishment of, or continuation of existing, cooperative programs between or among school districts, or educational service districts and school districts, to provide special

education and related services to eligible students with disabilities.

(2) Prior to the 2020-21 school year and every five years thereafter, each special education cooperative must apply for approval from the office of the superintendent of public instruction.

NEW SECTION. Sec. 14. (1) The office of the superintendent of public instruction must contract with the William D. Ruckelshaus center or another neutral party to convene an advisory group to design a coordinated and responsive system for meeting the diverse needs of students with disabilities.

(2) The advisory group must:

(a) Review state and federal laws and state policies related to special education, including those related to least restrictive environment;

(b) Review research on the following topics:

(i) Improving achievement and postsecondary outcomes for students with disabilities;

(ii) Creating an inclusive educational environment;

(iii) Best practices to provide a continuum of services for students receiving special education services;

(iv) Effective implementation at the school district office, through the building principal, and using teacher teams;

(v) Best practices to train teachers and paraeducators on the use of inclusive educational practices; and

(vi) The costs of implementing and maintaining an inclusive education model compared to the current model;

(c) Establish a common language, including use of the following terms:

(i) Continuum of services;

(ii) Coteaching;

(iii) Strategic intervention;

(iv) General education provision of specially designed instruction; and

(v) Adult support models and plans;

(d) Review, discuss, and plan for the realities of implementing inclusive education practices;

(e) Develop an inclusive education implementation plan template to be used by local education agencies interested in applying for designation as a special education demonstration project under section 15 of this act. The template must include components of the application described in section 15(2) of this act and must specify that the inclusive education implementation plan must:

(i) Only be implemented in schools where the principal is in full support of inclusive education practices;

(ii) Create a building coalition to support implementation;

(iii) Provide staff with support and training;

(iv) Celebrate student and staff achievement; and

(v) Provide staff release time for planning and collaboration;

(f) Develop an inclusive education guidance document for local education agencies based on best practices learned from the special education demonstration projects designated under section 15 of this act;

(g) Recommend a technical assistance structure and a professional learning structure to support local education agencies in improving instructional practices and systems of meeting the diverse needs of students with disabilities; and

(h) Review the feedback from educators, students, and families gathered by the special education demonstration projects designated under section 15 of this act.

(3) The parties invited to participate in the advisory group must include:

(a) One representative each of the following groups at the office of the superintendent of public instruction:

(i) The special education department;

(ii) The learning and teaching department;

(iii) The bilingual education advisory committee;

(iv) The center for the improvement of student learning, established under RCW 28A.300.130; and

(v) The special education advisory council;

(b) A representative of the University of Washington's disabilities, opportunities, internetworking, and technology center;

(c) A representative of Central Washington University's special education technology center;

(d) A representative of the Washington professional educator standards board;

(e) A general education teacher and a special education teacher, both nominated by an association of educators;

(f) Three parents of students receiving special education services;

(g) Three individuals who represent organizations advocating for equity, access, and improving outcomes for students with disabilities, with one individual representing each of the following disability perspectives: Intellectual or developmental, mental health or physical health, and learning disability. The selected individuals must be either an individual with a disability or a parent of a student receiving, or who has received, special education services. At least one of the selected individuals must be familiar with research on inclusive education or improving outcomes for students with disabilities;

(h) A representative of the office of the education ombuds; and

(i) One or two representatives each from the special education demonstration projects designated under section 15 of this act.

(4) The members of the advisory group must select cochairs. One cochair must be an individual with a disability or a parent of a student receiving, or who has received, special education services and the other cochair must be an educator.

(5) By November 1, 2019, and by November 1st each year thereafter, and in compliance with RCW 43.01.036, the advisory group must coordinate with the office of the superintendent of public instruction to submit a report to the appropriate committees of the legislature. The report must summarize the advisory group's activities over the prior year and the progress of the special education demonstration projects designated under section 15 of this act. The report must also recommend any changes to state laws or policies necessary to support the improvement of instructional practices and systems to meet the diverse needs of students with disabilities, such as changes related to inclusive education practices, regional and school-level coordination, educator release time, school climate and culture, professional learning, use of multitiered systems of support, and blending resource streams.

(6) The advisory group must meet at least quarterly.

(7) This section expires August 1, 2023.

NEW SECTION. Sec. 15. (1) By September 1, 2019, the office of the superintendent of public instruction must develop, and broadly publicize, a process for local education agencies to apply to have one or more schools designated as a special education demonstration project.

(2) Local education agencies interested in having one or more schools designated as a special education demonstration project must submit an application to the office of the superintendent of public instruction by January 6, 2020. The application must be developed in collaboration with educators, parents of students with disabilities, and community partners. The local education agency must use the inclusive education implementation plan template developed by the advisory group described in section 14 of this act to:

(a) Define the scope of the special education demonstration project and describe why designation would support the school's ability to improve its instructional practices and systems to meet the diverse needs of students with disabilities;

(b) Enumerate specific, research-based, inclusive education practices to be carried out under the designation;

(c) Justify each request for waiver of state statutes or administrative rules as provided under section 16 of this act;

(d) Justify any requests for waiver of state statutes or administrative rules that are in addition to the waivers

authorized under section 16 of this act that are necessary to carry out the proposal;

(e) Identify additional training and supports that will be provided to staff at the local education agency;

(f) Include a written statement that the governing board and administrators are willing to exempt the local education agency from specifically identified local rules, as needed;

(g) Include a written statement that the governing board and local bargaining agents will modify those portions of their local agreements as applicable for the local education agency; and

(h) Include written statements of support from the governing board and administrators, the principal and staff, each local employee association affected by the special education demonstration project proposal, and the local parent organization.

(3)(a) The office of the superintendent of public instruction, in collaboration with its special education advisory council, must develop criteria for reviewing the applications and for evaluating the need for waivers of state statutes and administrative rules as provided under section 16 of this act.

(b) The office of the superintendent of public instruction must review the applications and select up to five local education agencies to designate as special education demonstration projects. The selected local education agencies must be diverse in geography and size. One of the selected local education agencies must have a school or program that removes students receiving special education services from the regular class for eighty percent or more of the school day.

(c) The office of the superintendent of public instruction must notify the applicants of its selection by February 21, 2020.

(4) The designation of the selected schools as special education demonstration projects begins in the 2020-21 school year and lasts for two school years.

(5) The schools selected as special education demonstration projects must:

(a) Execute the inclusive education implementation plan approved by the office of the superintendent of public instruction;

(b) Form collaborative learning teams of teachers with similar grade levels and content areas to help implement the special education demonstration project at the classroom level;

(c) Form an advisory committee to oversee the demonstration project, where the committee includes administrators, educators, parents of students with disabilities, and community partners;

(d) Gather feedback from educators, students, and families on the progress of the special education demonstration project toward meeting the diverse needs of students with disabilities;

(e) Participate in the advisory group created under section 14 of this act; and

(f) Report quarterly to the advisory group created under section 14 of this act and the office of the superintendent of public instruction on the activities and progress of the special education demonstration project in the prior year.

(6) This section expires August 1, 2023.

NEW SECTION. Sec. 16. (1)(a) The superintendent of public instruction and the state board of education, each within the scope of their statutory authority, may grant waivers of state statutes and administrative rules for special education demonstration projects designated under section 15 of this act, as follows:

(i) Waivers may be granted to permit the commingling of funds appropriated by the legislature on a categorical basis for such programs as special education, highly capable students, transitional bilingual instruction, and learning assistance; and

(ii) Waivers may be granted of other administrative rules that in the opinion of the superintendent of public instruction or the state board of education are necessary to be waived in order to implement the special education demonstration projects.

(b) Laws and rules related to the following topics may not be waived: Public health, safety, and civil rights, including protections for individuals with disabilities.

(2) At the request of a local education agency, the superintendent of public instruction may petition the United States department of education or other federal agencies to waive federal regulations necessary to implement the special education demonstration projects designated under section 15 of this act.

(3) Waivers may be granted under this section for a period not to exceed the duration of the special education demonstration projects designated under section 15 of this act.

(4) The superintendent of public instruction and the state board of education must provide an expedited review of requests for waivers for special education demonstration projects designated under section 15 of this act. Requests may be denied if the superintendent of public instruction or the state board of education conclude that the waiver:

(a) Is likely to result in a decrease in academic achievement;

(b) Would jeopardize the receipt of state or federal funds that a local education agency would otherwise be eligible to receive, unless the local education agency submits a written authorization for the waiver acknowledging that receipt of these funds may be jeopardized; or

(c) Would violate state or federal laws or rules that are not authorized to be waived.

(5) This section expires August 1, 2023.

NEW SECTION. Sec. 17. Sections 14 through 16 of this act are each added to chapter 28A.630 RCW.

NEW SECTION. Sec. 18. A new section is added to chapter 28A.155 RCW to read as follows:

The office of the superintendent of public instruction must establish a technical assistance program to provide resources and best practice guidance on inclusive education practices and improving outcomes for students with disabilities. The components of the technical assistance program must be informed by the advisory group created under section 14 of this act.

NEW SECTION. Sec. 19. Section 18 of this act takes effect September 1, 2021.

NEW SECTION. Sec. 20. A new section is added to chapter 28A.300 RCW to read as follows:

(1) The office of the superintendent of public instruction shall identify meaningful indicators of progress toward eliminating the most significant barriers to success, and disparities in outcomes, for students with disabilities or special needs within ten years. The indicators must be quantifiable and based on data that are regularly and reliably collected statewide. For example, the indicators might compare the data for all students to the following data for students with an individualized education program or plan developed under section 504 of the federal rehabilitation act of 1973:

- (a) Educational opportunity gaps;
- (b) Time spent in a general education classroom;
- (c) Discipline rates and rates of restraint or isolation;
- (d) Use of medicaid-funded school-based services;
- (e) Training and curriculum; and
- (f) Postsecondary education and employment outcomes.

(2) Beginning September 1, 2020, and by September 1st every even-numbered year thereafter, and in compliance with RCW 43.01.036, the office of the superintendent of public instruction shall report to the appropriate committees of the legislature on the state's progress toward eliminating the most significant barriers to success, and disparities in outcomes, for students with disabilities or special needs."

Correct the title.

Representatives Stokesbary, Irwin, Walsh and Steele spoke in favor of the adoption of the amendment to the committee striking amendment.

Representative Santos spoke against the adoption of the amendment to the committee striking amendment.

Division was demanded on the adoption of the amendment (677) to the committee striking amendment and the demand was sustained. The Speaker (Representative Lovick presiding) divided the House. The result was 41 - YEAS; 56 - NAYS.

Amendment (677) to the committee striking amendment was not adopted.

The committee striking amendment, as amended, was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Dolan, McCaslin, Boehnke, Caldier, Santos and Stokesbary spoke in favor of the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Second Substitute Senate Bill No. 5091, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 5091, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

Excused: Representative Entenman.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5091, as amended by the House, having received the necessary constitutional majority, was declared passed.

With the consent of the House, all bills just acted upon were immediately transmitted to the Senate.

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

ENGROSSED SECOND SUBSTITUTE HOUSE
BILL NO. 1139
HOUSE BILL NO. 1385
SUBSTITUTE HOUSE BILL NO. 1436
HOUSE BILL NO. 1499
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1696
SECOND SUBSTITUTE HOUSE BILL NO. 1893
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2015
SUBSTITUTE HOUSE BILL NO. 2024
HOUSE BILL NO. 2035
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2097
SECOND SUBSTITUTE SENATE BILL NO. 5082
ENGROSSED SENATE BILL NO. 5274
SUBSTITUTE SENATE BILL NO. 5652
SECOND SUBSTITUTE SENATE BILL NO. 5672
SUBSTITUTE SENATE BILL NO. 5714
SENATE BILL NO. 5359
ENGROSSED SECOND SUBSTITUTE SENATE
BILL NO. 5444
ENGROSSED SENATE BILL NO. 5453
ENGROSSED SECOND SUBSTITUTE SENATE
BILL NO. 5497
SENATE BILL NO. 5505
SENATE BILL NO. 5506
SECOND SUBSTITUTE SENATE BILL NO. 5511
SENATE BILL NO. 5551
SUBSTITUTE SENATE BILL NO. 5560
ENGROSSED SUBSTITUTE SENATE BILL NO.
5600
SUBSTITUTE SENATE BILL NO. 5734

The Speaker called upon Representative Lovick to preside.

There being no objection, the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

April 27, 2019

SSB 5362 Prime Sponsor, Committee on Transportation: Creating a deferred finding program for nonpayment of license fees and taxes for vehicle, vessel, and aircraft registrations. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Fey, Chair; Slatter, 2nd Vice Chair; Valdez, 2nd Vice Chair; Wylie, 1st Vice Chair; Barkis, Ranking Minority Member; Walsh, Assistant Ranking Minority Member; Young, Assistant Ranking Minority Member; Boehnke; Chambers; Chapman; Dent; Eslick; Goehner; Gregerson; Irwin; Kloba; Lovick; Mead; Orcutt; Paul; Pellicciotti; Ramos; Riccelli; Shewmake and Van Werven.

April 27, 2019

ESSB 5825 Prime Sponsor, Committee on Transportation: Addressing the tolling of

Interstate 405, state route number 167, and state route number 509. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. (1) The legislature recognizes that the Puget Sound region is faced with growing traffic congestion and must improve mobility for people and goods by maximizing the effectiveness of the freeway system. Investments in the Interstate 405, state route number 167, and state route number 509 corridors are essential for providing benefits for the movement of vehicles and people. Further, the legislature recognizes that in 2015, the passage of the connecting Washington transportation revenue proposal assumed that tolling would be a component of projects on these corridors.

(2) The legislature recognizes that completion of state route number 167 in Pierce county and completion of state route number 509 in King county provide essential connections to the Port of Tacoma and the Port of Seattle and will help ensure people and goods move more reliably through the Puget Sound region. The completion of these corridors, known as the Gateway project, will play an essential role in enhancing the state's economic competitiveness, both nationally and globally.

(3) The legislature acknowledges that as one of the most congested freeway sections in the state, the combined Interstate 405 and state route number 167 corridor in King county serves as an ideal candidate for an express toll lanes network. The express toll lanes network provides a tool for managing the use of high occupancy vehicle lanes while generating funds to improve projects in the corridor.

(4) Therefore, it is the intent of this act to expedite the delivery of the Puget Sound Gateway facility, designate the Puget Sound Gateway project as an eligible toll facility, and authorize the imposition of tolls on the Puget Sound Gateway facility. It is further the intent of this act to direct the department of transportation to develop and operate an express toll lanes network on Interstate 405 from the city of Lynnwood on the north end to the intersection of state route number 167 and state route number 512 on the south end.

NEW SECTION. Sec. 2. (1) In order to provide funds necessary for the design, right-of-way, and construction of projects as allowed in sections 11 through 14 of this act, there shall be issued and sold upon the request of the department of transportation up to the following amounts of general obligation bonds of the state of Washington first payable from toll revenue and excise taxes on fuel and vehicle-related fees in accordance with section 5 of this act:

(a) One billion one hundred sixty million dollars for the Interstate 405 and state route number 167 express toll lanes; and

(b) Three hundred forty million dollars for the Puget Sound Gateway facility.

(2) For purposes of chapter . . . , Laws of 2019 (this act), "vehicle-related fees" means vehicle-related fees imposed under Title 46 RCW that constitute license fees for motor vehicles to be used for highway purposes.

NEW SECTION. Sec. 3. Upon the request of the department, the state finance committee shall supervise and provide for the issuance, sale, and retirement of bonds authorized by this act in accordance with chapter 39.42 RCW. Bonds authorized by this act shall be sold in the manner, at time or times, in amounts, and at the price as the state finance committee shall determine. No bonds may be offered for sale without prior legislative appropriation of the net proceeds of the sale of the bonds.

NEW SECTION. Sec. 4. (1) The proceeds from the sale of bonds authorized by:

(a) Section 2(1)(a) of this act shall be deposited in the Interstate 405 and state route number 167 express toll lanes account created in section 12 of this act; and

(b) Section 2(1)(b) of this act shall be deposited in the Puget Sound Gateway facility account created in section 14 of this act.

(2) The bond proceeds shall be available only for the purposes enumerated in section 2, chapter . . . , Laws of 2019 (section 2 of this act), for the payment of bond anticipation notes or other interim financing, if any, capitalizing interest on the bonds, funding a debt service reserve fund, if any, and for the payment of bond issuance costs, including the costs of underwriting.

NEW SECTION. Sec. 5. Bonds issued under the authority of this section and sections 2, 6, and 7 of this act shall distinctly state that they are a general obligation of the state of Washington, shall pledge the full faith and credit of the state to the payment of the principal thereof and the interest thereon, and shall contain an unconditional promise to pay such principal and interest as the same shall become due. The principal of and interest on the bonds shall be first payable in the manner provided in this section and sections 2, 6, and 7 of this act from toll revenue and then from proceeds of excise taxes on fuel and vehicle-related fees to the extent toll revenue is not available for that purpose. Toll revenue and the state excise taxes on fuel imposed by chapter 82.38 RCW and vehicle-related fees are hereby pledged to the payment of any bonds and the interest thereon issued under the authority of this section and sections 2, 6, and 7 of this act, and the legislature agrees to continue to impose these toll charges on the Interstate 405 and state route number 167 express toll lanes, and on the Puget Sound Gateway facility, and on any other eligible toll facility designated by the legislature and on which the imposition of tolls is authorized by the legislature in respect of the bonds, and excise taxes on fuel and vehicle-related fees in amounts sufficient to pay, when due, the principal and interest on all

bonds issued under the authority of this section and sections 2, 6, and 7 of this act.

NEW SECTION. Sec. 6. For bonds issued under the authority of this section and sections 2, 5, and 7 of this act, the state treasurer shall first withdraw toll revenue from the appropriate toll account for the facility for which the bonds are issued and sold, and, to the extent toll revenue is not available, excise taxes on fuel and vehicle-related fees and deposit in the toll facility bond retirement account, or a special subaccount in the account, such amounts, and at such times, as are required by the bond proceedings.

Any excise taxes on fuel and vehicle-related fees required for bond retirement or interest on the bonds authorized by this section and sections 2, 5, and 7 of this act shall be taken from that portion of the motor vehicle fund that results from the imposition of excise taxes on fuel and vehicle-related fees and which is, or may be, appropriated to the department for state highway purposes. Funds required shall never constitute a charge against any other allocations of fuel tax and vehicle-related fee revenues to the state, counties, cities, and towns unless the amount arising from excise taxes on fuel and vehicle-related fees distributed to the state in the motor vehicle fund proves insufficient to meet the requirements for bond retirement or interest on any such bonds.

Any payments for bond retirement or interest on the bonds taken from other revenues from the fuel taxes and vehicle-related fees that are distributable to the state, counties, cities, and towns shall be repaid from available toll revenue in the manner provided in the bond proceedings or, if toll revenue is not available for that purpose, from the first revenues from the excise taxes on fuel and vehicle-related fees distributed to the motor vehicle fund not required for bond retirement or interest on the bonds. Any excise taxes on fuel and vehicle-related fees required for bond retirement or interest on the bonds authorized by this section and sections 2, 5, and 7 of this act shall be reimbursed to the motor vehicle fund from toll revenue in the manner and with the priority specified in the bond proceedings.

NEW SECTION. Sec. 7. Bonds issued under the authority of sections 2, 5, and 6 of this act and this section and any other general obligation bonds of the state of Washington that have been or that may be authorized and that pledge excise taxes on fuel and vehicle-related fees for the payment of principal and interest thereon shall be an equal charge against the revenues from such excise taxes on fuel and vehicle-related fees.

Sec. 8. RCW 47.10.882 and 2011 c 377 s 3 are each amended to read as follows:

The toll facility bond retirement account is created in the state treasury for the purpose of payment of the principal of and interest and premium on bonds. Both principal of and interest on the bonds issued for the purposes of chapter 498, Laws of 2009 (~~and~~), chapter 377, Laws of 2011, and chapter . . . , Laws of 2019 (this act) shall be

payable from the toll facility bond retirement account. The state finance committee may provide that special subaccounts be created in the account to facilitate payment of the principal of and interest on the bonds. The state finance committee shall, on or before June 30th of each year, certify to the state treasurer the amount required for principal and interest on the bonds in accordance with the bond proceedings.

Sec. 9. RCW 47.10.887 and 2011 c 377 s 5 are each amended to read as follows:

The state finance committee may determine and include in any resolution authorizing the issuance of any bonds under chapter 498, Laws of 2009 (~~and~~), chapter 377, Laws of 2011, and chapter . . . , Laws of 2019 (this act), such terms, provisions, covenants, and conditions as it may deem appropriate in order to assist with the marketing and sale of the bonds, confer rights upon the owners of bonds, and safeguard rights of the owners of bonds including, among other things:

(1) Provisions regarding the maintenance and operation of eligible toll facilities;

(2) The pledges, uses, and priorities of application of toll revenue;

(3) Provisions that bonds shall be payable from and secured solely by toll revenue as provided by RCW 47.10.886, or shall be payable from and secured by both toll revenue and by a pledge of excise taxes on motor vehicle and special fuels and the full faith and credit of the state as provided in RCW 47.10.879 and 47.10.883 through 47.10.885;

(4) Provisions that bonds shall be payable from and secured by both toll revenue and by a pledge of excise taxes on fuel and vehicle-related fees and the full faith and credit of the state as provided in sections 2 and 5 through 7 of this act;

(5) In consultation with the department of transportation and the tolling authority, financial covenants requiring that the eligible toll facilities must produce specified coverage ratios of toll revenue to debt service on bonds;

~~((5))~~ (6) The purposes and conditions that must be satisfied prior to the issuance of any additional bonds that are to be payable from and secured by any toll revenue on an equal basis with previously issued and outstanding bonds payable from and secured by toll revenue;

~~((6))~~ (7) Provisions that bonds for which any toll revenue are pledged, or for which a pledge of any toll revenue may be reserved, may be structured on a senior, parity, subordinate, or special lien basis in relation to any other bonds for which toll revenue is pledged, with respect to toll revenue only; and

~~((7))~~ (8) Provisions regarding reserves, credit enhancement, liquidity facilities, and payment agreements with respect to bonds.

Notwithstanding the foregoing, covenants and conditions detailing the character of management, maintenance, and operation of eligible toll facilities, insurance for eligible toll facilities, financial management of toll revenue, and disposition of eligible toll facilities must first be approved by the department of transportation.

The owner of any bond may by mandamus or other appropriate proceeding require and compel performance of any duties imposed upon the tolling authority and the department of transportation and their respective officials, including any duties imposed upon or undertaken by them or by their respective officers, agents, and employees, in connection with the construction, maintenance, and operation of eligible toll facilities and in connection with the collection, deposit, investment, application, and disbursement of the proceeds of the bonds and toll revenue.

Sec. 10. RCW 47.10.888 and 2011 c 377 s 6 are each amended to read as follows:

(1) For the purposes of chapter 498, Laws of 2009 ~~((and))~~, chapter 377, Laws of 2011, and chapter . . . , Laws of 2019 (this act), "toll revenue" means all toll receipts, all interest income derived from the investment of toll receipts, and any gifts, grants, or other funds received for the benefit of transportation facilities in the state, including eligible toll facilities. However, for the purpose of any pledge of toll revenue to the payment of particular bonds issued under chapter 498, Laws of 2009 ~~((and))~~, chapter 377, Laws of 2011, and chapter . . . , Laws of 2019 (this act), "toll revenue" means and includes only such toll revenue or portion thereof that is pledged to the payment of those bonds in the resolution authorizing the issuance of such bonds. Toll revenue constitutes "fees and revenues derived from the ownership or operation of any undertaking, facility, or project" as that phrase is used in Article VIII, section 1(c)(1) of the state Constitution.

(2) For the purposes of chapter 498, Laws of 2009 ~~((and))~~, chapter 377, Laws of 2011, and chapter . . . , Laws of 2019 (this act), "tolling authority" has the same meaning as in RCW 47.56.810.

Sec. 11. RCW 47.56.880 and 2011 c 369 s 3 are each amended to read as follows:

(1) The imposition of tolls for express toll lanes on Interstate 405 between ~~((the junctions with))~~ Interstate 5 on the north end ~~((and NE 6th Street))~~ in the city of ~~((Bellevue))~~ Lynnwood and Interstate 5 on the south end in the city of Tukwila, and for state route number 167 between Interstate 405 on the north end and state route number 512 on the south end is authorized~~(;)~~. Interstate 405 ~~((§))~~ and state route number 167 are designated an eligible toll facility, and toll revenue generated in the corridor must only be expended on the Interstate 405 and state route number 167 projects as identified in each corridor's master plan and as allowed under RCW 47.56.820.

(2) Tolls for the express toll lanes must be set as follows:

(a) The schedule of toll rates must be set by the tolling authority pursuant to RCW 47.56.850. Toll rates may vary in amount by time of day, level of traffic congestion within the highway facility, or other criteria, as the tolling authority deems appropriate.

(b) In those locations with two express toll lanes in each direction, the toll rate must be the same in both lanes.

(c) Toll charges may not be assessed on transit buses and vanpools.

(d) The department shall establish performance standards for travel time, speed, and reliability for the express toll lanes project. The department must automatically adjust the toll rate within the schedule established by the tolling authority, using dynamic tolling, to ~~((ensure))~~ maintain the goal that average vehicle speeds in the lanes remain above forty-five miles per hour at least ninety percent of the time during peak hours.

(e) The tolling authority shall periodically review the toll rates against traffic performance of all lanes to determine if the toll rates are effectively maintaining travel time, speed, and reliability on the highway facilities.

(f)(i) Toll charges may not be assessed on carpools with two or more people in the vehicle on the portion of Interstate 405 between Bellevue and state route number 167 for at least the first year following the initial imposition of tolls on that portion of the express toll lanes, contingent upon the analysis described in (f)(ii) of this subsection.

(ii) The department must analyze the effect of (f)(i) of this subsection utilizing forecasting and modeling data and present the results of the analysis to the tolling authority. If the analysis indicates that the express toll lanes on the portion of Interstate 405 between Bellevue and state route number 167 will not cover the financial obligations outlined in section 12(4) of this act, then the restriction on toll charges in (f)(i) of this subsection will not be implemented and the department must provide the transportation committees of the legislature with a report, within thirty days, that provides options for not assessing toll charges on carpools with two or more people in the vehicle, which also meet the financial obligations outlined in section 12(4) of this act.

~~(3) ((The department may construct and operate express toll lanes on Interstate 405 between the city of Bellevue on the south end and Interstate 5 on the north end. Operation of the express toll lanes may not commence until the department has completed capacity improvements necessary to provide a two-lane system from NE 6th Street in the city of Bellevue to state route number 522 and the conversion of the existing high occupancy vehicle lane to an express toll lane between state route number 522 and the city of Lynnwood. Construction of the capacity improvements described in this subsection, including items that enable implementation of express toll lanes such as conduit and other underground features, must begin as soon as practicable. However, any contract term regarding tolling equipment, such as gantries, barriers, or cameras, for Interstate 405 may not take effect unless specific appropriation authority is provided in 2012 stating that funding is provided solely for tolling equipment on Interstate~~

405-)) The department shall work with local jurisdictions to minimize and monitor impacts to local streets and, after consultation with local jurisdictions, recommend mitigation measures to the legislature in those locations where it is appropriate.

(4) The department shall monitor the express toll lanes (~~(project)~~) and shall annually report to the transportation commission and the legislature on the impacts from the project on the following performance measures:

(a) Whether the express toll lanes maintain speeds of forty-five miles per hour at least ninety percent of the time during peak periods, and any alternate metric determined by the department in conjunction with the federal highway administration;

(b) Whether the average traffic speed changed in the general purpose lanes;

(c) Whether transit ridership changed;

(d) Whether the actual use of the express toll lanes is consistent with the projected use;

(e) Whether the express toll lanes generated sufficient revenue to pay for all (~~(Interstate 405)~~) express toll lane-related operating costs; and

(f) Whether travel times and volumes have increased or decreased on adjacent local streets and state highways(~~;~~ and

~~(g) Whether the actual gross revenues are consistent with projected gross revenues as identified in the fiscal note for Engrossed House Bill No. 1382 distributed by the office of financial management on March 15, 2011.~~

~~(5) If after two years of operation of the express toll lanes on Interstate 405 performance measures listed in subsection (4)(a) and (e) of this section are not being met, the express toll lanes project must be terminated as soon as practicable).~~

~~((6))~~ (5) The department, in consultation with the transportation commission, shall consider making operational changes necessary to fix any unintended consequences of implementing the express toll lanes (~~(project)~~).

~~((7))~~ (6) A violation of the lane restrictions applicable to the express toll lanes established under this section is a traffic infraction.

Sec. 12. RCW 47.56.884 and 2011 c 369 s 5 are each amended to read as follows:

(1) The Interstate 405 and state route number 167 express toll lanes (~~(operations)~~) account is created in the motor vehicle fund. (~~(All revenues received by the department as toll charges collected from Interstate 405 express toll lane users must be deposited into the account)~~)

(2) Deposits to the account must include:

(a) All proceeds of bonds authorized in section 2(1)(a) of this act and loans for the Interstate 405 and state route number 167 projects, including capitalized interest;

(b) All tolls and other revenues received from the operation of the Interstate 405 and state route number 167 express toll lanes facility, to be deposited at least monthly;

(c) Any interest that may be earned from the deposit or investment of those revenues;

(d) Notwithstanding RCW 47.12.063, proceeds from the sale of any surplus real property acquired for completing the Interstate 405 and state route number 167 express toll lanes facility; and

(e) All damages liquidated or otherwise, collected under any contract involving Interstate 405 or state route number 167 projects.

~~(3) Moneys in the account may be spent only after appropriation(-), consistent with RCW 47.56.820(~~(; expenditures from the account may be used for debt service, planning, administration, construction, maintenance, operation, repair, rebuilding, enforcement, and the expansion of express toll lanes on Interstate 405)~~).~~

(4) The proceeds of the general obligation bonds authorized in section 2(1)(a) of this act shall be used to make progress toward completion of the Interstate 405 and state route number 167 master plans. It is the intent of the legislature to first use the bond proceeds for the following projects:

(a) Up to six hundred million dollars to design and construct capacity improvements on Interstate 405 between state route number 522 and state route number 527. This project would widen Interstate 405 through the state route number 522 interchange, build direct access ramps to the express toll lanes at state route number 522, build one new lane in each direction to be used as a second express toll lane, and build a partial direct access ramp at state route number 527 to the east, north, and south, to provide connections to the Canyon Park park and ride;

(b) Up to two hundred fifteen million dollars toward completion of the I-405/Renton to Bellevue - Corridor Widening project (M00900R);

(c) Up to three million dollars to update the state route number 167 master plan;

(d) Up to one hundred million dollars to construct both the northbound and southbound state route number 167 stage 6 extension project. This project would extend the express toll lanes south to the state route number 410 and state route number 512 interchange to help mitigate traffic congestion; and

(e) Up to twenty million dollars to design the Interstate 405/North 8th Street Direct Access Ramp project in the city of Renton. It is the intent of the legislature to provide construction funding for this project at a later date.

NEW SECTION. **Sec. 13.** (1) The Puget Sound Gateway facility is designated an eligible toll facility, tolls

are authorized to be imposed on the Puget Sound Gateway facility, and toll revenue generated must be expended only as allowed under RCW 47.56.820.

(2)(a) In setting toll rates for the Puget Sound Gateway facility, pursuant to RCW 47.56.850, the tolling authority shall set a variable schedule of toll rates to maintain travel time, speed, and reliability on the Puget Sound Gateway facility.

(b) The tolling authority may adjust toll rates to reflect inflation as measured by the consumer price index or as necessary for those costs that are eligible under RCW 47.56.820 and to meet the obligations of the tolling authority under RCW 47.56.850.

(3) For the purposes of this section and section 14 of this act, "Puget Sound Gateway facility" means the state route number 167 roadway between north Meridian Avenue in Puyallup and Interstate 5 in Fife, the state route number 509 spur between Interstate 5 in Fife and state route number 509 in Tacoma, and the state route number 509 roadway between south 188th Street and Interstate 5 in SeaTac.

(4) Prior to setting the schedule of toll rates on the portion of state route number 509 between South 188th Street and Interstate 5 in SeaTac, the department, in collaboration with the transportation commission, must analyze and present to the transportation commission at least one schedule of toll rates that exempts, discounts, or provides other toll relief for low-income drivers during all hours of operation on state route number 509 between South 188th Street and Interstate 5 in SeaTac. In analyzing the schedule of toll rates, the department shall consider implementing an exemption, discount, or other toll relief policy for drivers that reside in close proximity to the corridor.

NEW SECTION. Sec. 14. (1) A special account to be known as the Puget Sound Gateway facility account is created in the motor vehicle fund.

(2) Deposits to the account must include:

(a) All proceeds of bonds authorized in section 2(1)(b) of this act and loans for the Puget Sound Gateway project, including capitalized interest;

(b) All tolls and other revenues received from the operation of the Puget Sound Gateway facility, to be deposited at least monthly;

(c) Any interest that may be earned from the deposit or investment of those revenues;

(d) Notwithstanding RCW 47.12.063, proceeds from the sale of any surplus real property acquired for completing the Puget Sound Gateway project, including existing state route number 509 right-of-way in SeaTac and Des Moines; and

(e) All damages liquidated or otherwise, collected under any contract involving the Puget Sound Gateway project.

(3) Moneys in the account may be spent only after appropriation, consistent with RCW 47.56.820.

(4) The proceeds of the general obligation bonds authorized in section 2(1)(b) of this act shall be used to make progress toward completion of the Puget Sound Gateway facility. It is the intent of the legislature to use the bond proceeds to advance the Puget Sound Gateway facility in order to maximize net mobility benefits for both freight and the traveling public. It is the intent of the legislature for tolling to begin on stage one of the project as soon as practicable in order to leverage toll funds, use bond proceeds to advance one hundred twenty-nine million dollars of connecting Washington state appropriations by two biennia to the 2023-2025 biennium, and advance local and federal contributions. This will allow the department of transportation to deliver and open to the public stage two of the project in fiscal year 2028, three years earlier than originally planned, and to realize twenty million dollars in cost savings in connecting Washington state appropriations.

(5) It is also the intent of the legislature to use the bond proceeds for up to five million dollars to provide noise mitigation on state route number 509 between south 188th Street and Interstate 5.

(6) It is further the intent of the legislature to clarify how the tolling of state route number 167 and state route number 509 will be implemented by requiring the transportation commission and the department of transportation to consider naming the sections of each facility where all of the lanes are tolled as the state route number 167 express way and the state route number 509 express way respectively.

Sec. 15. RCW 43.84.092 and 2018 c 287 s 7, 2018 c 275 s 10, and 2018 c 203 s 14 are each reenacted and amended to read as follows:

(1) All earnings of investments of surplus balances in the state treasury shall be deposited to the treasury income account, which account is hereby established in the state treasury.

(2) The treasury income account shall be utilized to pay or receive funds associated with federal programs as required by the federal cash management improvement act of 1990. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for refunds or allocations of interest earnings required by the cash management improvement act. Refunds of interest to the federal treasury required under the cash management improvement act fall under RCW 43.88.180 and shall not require appropriation. The office of financial management shall determine the amounts due to or from the federal government pursuant to the cash management improvement act. The office of financial management may direct transfers of funds between accounts as deemed necessary to implement the provisions of the cash management improvement act, and this subsection. Refunds or allocations shall occur prior to the distributions of earnings set forth in subsection (4) of this section.

(3) Except for the provisions of RCW 43.84.160, the treasury income account may be utilized for the payment of purchased banking services on behalf of treasury funds including, but not limited to, depository, safekeeping, and disbursement functions for the state treasury and affected state agencies. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for payments to financial institutions. Payments shall occur prior to distribution of earnings set forth in subsection (4) of this section.

(4) Monthly, the state treasurer shall distribute the earnings credited to the treasury income account. The state treasurer shall credit the general fund with all the earnings credited to the treasury income account except:

(a) The following accounts and funds shall receive their proportionate share of earnings based upon each account's and fund's average daily balance for the period: The abandoned recreational vehicle disposal account, the aeronautics account, the aircraft search and rescue account, the Alaskan Way viaduct replacement project account, the brownfield redevelopment trust fund account, the budget stabilization account, the capital vessel replacement account, the capitol building construction account, the Cedar River channel construction and operation account, the Central Washington University capital projects account, the charitable, educational, penal and reformatory institutions account, the Chehalis basin account, the cleanup settlement account, the Columbia river basin water supply development account, the Columbia river basin taxable bond water supply development account, the Columbia river basin water supply revenue recovery account, the common school construction fund, the community forest trust account, the connecting Washington account, the county arterial preservation account, the county criminal justice assistance account, the deferred compensation administrative account, the deferred compensation principal account, the department of licensing services account, the department of licensing tuition recovery trust fund, the department of retirement systems expense account, the developmental disabilities community trust account, the diesel idle reduction account, the drinking water assistance account, the drinking water assistance administrative account, the early learning facilities development account, the early learning facilities revolving account, the Eastern Washington University capital projects account, ~~((the Interstate 405 express toll lanes operations account,))~~ the education construction fund, the education legacy trust account, the election account, the electric vehicle charging infrastructure account, the energy freedom account, the energy recovery act account, the essential rail assistance account, The Evergreen State College capital projects account, the federal forest revolving account, the ferry bond retirement fund, the freight mobility investment account, the freight mobility multimodal account, the grade crossing protective fund, the public health services account, the high capacity transportation account, the state higher education construction account, the higher education construction account, the highway bond retirement fund, the highway infrastructure account, the highway safety fund, ~~((the high occupancy toll lanes operations account,))~~ the hospital safety net assessment fund, the industrial insurance premium refund account, the Interstate 405 and state route

number 167 express toll lanes account, the judges' retirement account, the judicial retirement administrative account, the judicial retirement principal account, the local leasehold excise tax account, the local real estate excise tax account, the local sales and use tax account, the marine resources stewardship trust account, the medical aid account, the mobile home park relocation fund, the money-purchase retirement savings administrative account, the money-purchase retirement savings principal account, the motor vehicle fund, the motorcycle safety education account, the multimodal transportation account, the multiuse roadway safety account, the municipal criminal justice assistance account, the natural resources deposit account, the oyster reserve land account, the pension funding stabilization account, the perpetual surveillance and maintenance account, the pollution liability insurance agency underground storage tank revolving account, the public employees' retirement system plan 1 account, the public employees' retirement system combined plan 2 and plan 3 account, the public facilities construction loan revolving account beginning July 1, 2004, the public health supplemental account, the public works assistance account, the Puget Sound capital construction account, the Puget Sound ferry operations account, the Puget Sound Gateway facility account, the Puget Sound taxpayer accountability account, the real estate appraiser commission account, the recreational vehicle account, the regional mobility grant program account, the resource management cost account, the rural arterial trust account, the rural mobility grant program account, the rural Washington loan fund, the sexual assault prevention and response account, the site closure account, the skilled nursing facility safety net trust fund, the small city pavement and sidewalk account, the special category C account, the special wildlife account, the state employees' insurance account, the state employees' insurance reserve account, the state investment board expense account, the state investment board commingled trust fund accounts, the state patrol highway account, the state route number 520 civil penalties account, the state route number 520 corridor account, the state wildlife account, the statewide tourism marketing account, the student achievement council tuition recovery trust fund, the supplemental pension account, the Tacoma Narrows toll bridge account, the teachers' retirement system plan 1 account, the teachers' retirement system combined plan 2 and plan 3 account, the tobacco prevention and control account, the tobacco settlement account, the toll facility bond retirement account, the transportation 2003 account (nickel account), the transportation equipment fund, the transportation future funding program account, the transportation improvement account, the transportation improvement board bond retirement account, the transportation infrastructure account, the transportation partnership account, the traumatic brain injury account, the tuition recovery trust fund, the University of Washington bond retirement fund, the University of Washington building account, the volunteer firefighters' and reserve officers' relief and pension principal fund, the volunteer firefighters' and reserve officers' administrative fund, the Washington judicial retirement system account, the Washington law enforcement officers' and firefighters' system plan 1 retirement account, the Washington law enforcement officers' and firefighters' system plan 2

retirement account, the Washington public safety employees' plan 2 retirement account, the Washington school employees' retirement system combined plan 2 and 3 account, the Washington state health insurance pool account, the Washington state patrol retirement account, the Washington State University building account, the Washington State University bond retirement fund, the water pollution control revolving administration account, the water pollution control revolving fund, the Western Washington University capital projects account, the Yakima integrated plan implementation account, the Yakima integrated plan implementation revenue recovery account, and the Yakima integrated plan implementation taxable bond account. Earnings derived from investing balances of the agricultural permanent fund, the normal school permanent fund, the permanent common school fund, the scientific permanent fund, the state university permanent fund, and the state reclamation revolving account shall be allocated to their respective beneficiary accounts.

(b) Any state agency that has independent authority over accounts or funds not statutorily required to be held in the state treasury that deposits funds into a fund or account in the state treasury pursuant to an agreement with the office of the state treasurer shall receive its proportionate share of earnings based upon each account's or fund's average daily balance for the period.

(5) In conformance with Article II, section 37 of the state Constitution, no treasury accounts or funds shall be allocated earnings without the specific affirmative directive of this section.

NEW SECTION. Sec. 16. The following acts or parts of acts are each repealed:

(1) RCW 47.56.403 (High occupancy toll lane pilot project) and 2017 c 313 s 712, 2015 1st sp.s. c 10 s 705, 2013 c 306 s 709, 2011 c 367 s 709, & 2005 c 312 s 3; and

(2) RCW 47.66.090 (High occupancy toll lanes operations account) and 2005 c 312 s 4.

NEW SECTION. Sec. 17. Any residual balance of funds remaining in the high occupancy toll lanes operations account repealed by section 16 of this act on the effective date of this section, and any year-end accruals accounted for after the effective date of this section from the state route number 167 high occupancy toll lanes pilot project, shall be transferred to the Interstate 405 and state route number 167 express toll lanes account created in section 12 of this act.

NEW SECTION. Sec. 18. Sections 2 through 7 of this act are each added to chapter 47.10 RCW.

NEW SECTION. Sec. 19. Sections 13 and 14 of this act are each added to chapter 47.56 RCW and codified with the subchapter heading of "toll facilities created after July 1, 2008."

NEW SECTION. Sec. 20. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect June 30, 2019."

Correct the title.

Signed by Representatives Fey, Chair; Slatter, 2nd Vice Chair; Valdez, 2nd Vice Chair; Wylie, 1st Vice Chair; Barkis, Ranking Minority Member; Chambers; Chapman; Dent; Doglio; Gregerson; Kloba; Lovick; Ortiz-Self; Paul; Pellicciotti; Ramos; Riccelli and Shewmake.

MINORITY recommendation: Without recommendation. Signed by Representatives Walsh, Assistant Ranking Minority Member; Boehnke; Goehner and Mead.

MINORITY recommendation: Do not pass. Signed by Representatives Young, Assistant Ranking Minority Member; Eslick; Irwin; Orcutt and Van Werven.

April 27, 2019

ESSB 5993 Prime Sponsor, Committee on Ways & Means: Reforming the financial structure of the model toxics control program. Reported by Committee on Finance

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. It is the intent of the legislature that during the 2019-2021 biennium no transfers to the state general fund, education legacy trust account, or opportunities pathway account must be made from the state toxics control account, local toxics control account, environmental legacy stewardship account, model toxics control operating account, model toxics control capital account, or model toxics control stormwater account.

Part I

Sec. 101. RCW 82.21.010 and 1989 c 2 s 8 are each amended to read as follows:

(1) It is the intent of this chapter to impose a tax only once for each hazardous substance possessed in this state and to tax the first possession of all hazardous substances, including substances and products that the department of ecology determines to present a threat to human health or the environment. However, it is not intended to impose a tax on the first possession of small amounts of any hazardous substance (other than petroleum and pesticide products) that is first possessed by a retailer for the purpose of sale to ultimate consumers. This chapter is not intended to exempt any person from tax liability under any other law.

(2) It is the specific purpose of the model toxics control reform act (this act) to update the model toxics control program and its primary funding mechanism. These reforms are intended to achieve the financial stability, transparency, and long-term protection of revenues. Specifically, this reform act makes the following changes:

(a) Increases funding for programs and projects related to clean air, clean water, toxic cleanup, and prevention, with specific focus on stormwater pollution;

(b) Provides distinct and transparent financial separation of capital and operating budget funding under the model toxics control program;

(c) Improves the transparency and visibility of operating and capital project expenditures under the model toxics control program; and

(d) Eliminates the year-to-year volatility of hazardous substance tax revenues by moving to a volumetric rate for petroleum products.

Part II

Sec. 201. RCW 82.21.030 and 1989 c 2 s 10 are each amended to read as follows:

(1)(a) A tax is imposed on the privilege of possession of hazardous substances in this state. Except as provided in (b) of this subsection, the rate of the tax ((shall be)) is seven-tenths of one percent multiplied by the wholesale value of the substance. Moneys collected under this subsection (1)(a) must be deposited in the model toxics control capital account.

(b) Beginning July 1, 2019, the rate of the tax on petroleum products is one dollar and nine cents per barrel. The tax collected under this subsection (1)(b) on petroleum products must be deposited as follows, after first depositing the tax as provided in (c) of this subsection (1):

(i) Sixty percent to the model toxics control operating account created under section 202 of this act;

(ii) Twenty-five percent to the model toxics control capital account created under section 203 of this act; and

(iii) Fifteen percent to the model toxics control stormwater account created under section 204 of this act.

(c) Until the beginning of the ensuing biennium after the enactment of an additive transportation funding act, fifty million dollars per biennium to the motor vehicle fund to be used exclusively for transportation stormwater activities and projects. For purposes of this subsection, "additive transportation funding act" means an act in which the combined total of new revenues deposited into the motor vehicle fund and the multimodal transportation account exceed two billion dollars per biennium attributable solely to an increase in revenue from the enactment of the act.

(d) The department must compile a list of petroleum products that are not easily measured on a per barrel basis. Petroleum products identified on the list are subject to the rate under (a) of this subsection in lieu of the volumetric rate

under (b) of this subsection. The list will be made in a form and manner prescribed by the department and must be made available on the department's internet web site. In compiling the list, the department may accept technical assistance from persons that sell, market, or distribute petroleum products and consider any other resource the department finds useful in compiling the list.

~~(2) ((Moneys collected under this chapter shall be deposited in the toxics control accounts under RCW 70.105D.070.~~

~~(3)) Chapter 82.32 RCW applies to the tax imposed in this chapter. The tax due dates, reporting periods, and return requirements applicable to chapter 82.04 RCW apply equally to the tax imposed in this chapter.~~

NEW SECTION. Sec. 202. A new section is added to chapter 70.105D RCW to read as follows:

(1) The model toxics control operating account is hereby created in the state treasury.

(2) Moneys in the model toxics control operating account must be used only to carry out the purposes of this chapter, including but not limited to the following:

(a) The state's responsibility for hazardous waste planning, management, regulation, enforcement, technical assistance, and public education required under chapter 70.105 RCW;

(b) The state's responsibility for solid waste planning, management, regulation, enforcement, technical assistance, and public education required under chapter 70.95 RCW;

(c) The hazardous waste clean-up program required under this chapter;

(d) State matching funds required under federal cleanup law;

(e) Financial assistance for local programs and plans, including local solid waste financial assistance, in accordance with chapters 70.76, 70.95, 70.95C, 70.95I, and 70.105 RCW;

(f) State government programs for the safe reduction, recycling, or disposal of paint and hazardous wastes from households, small businesses, and agriculture;

(g) Oil and hazardous materials spill prevention, preparedness, training, and response activities;

(h) Water and environmental health protection and monitoring programs;

(i) Programs authorized under chapter 70.146 RCW;

(j) A public participation program;

(k) Development and demonstration of alternative management technologies designed to carry out the hazardous waste management priorities of RCW 70.105.150;

(l) State agriculture and health programs for the safe use, reduction, recycling, or disposal of pesticides;

(m) Funding requirements to maintain receipt of federal funds under the federal solid waste disposal act (42 U.S.C. Sec. 6901 et seq.);

(n) Air quality programs and actions for reducing public exposure to toxic air pollution; and

(o) Petroleum-based plastic or expanded polystyrene foam debris clean-up activities in fresh or marine waters.

(3) Except for unanticipated receipts under RCW 43.79.260 through 43.79.282, moneys in model toxics control operating account may be spent only after appropriation by statute.

(4) One percent of the moneys collected under RCW 82.21.030 must be allocated only for public participation grants to persons who may be adversely affected by a release or threatened release of a hazardous substance and to not-for-profit public interest organizations. The primary purpose of these grants is to facilitate the participation by persons and organizations in the investigation and remedying of releases or threatened releases of hazardous substances and to implement the state's solid and hazardous waste management priorities. No grant may exceed sixty thousand dollars. Grants may be renewed annually. Moneys appropriated for public participation that are not expended at the close of any biennium revert to the model toxics control operating account.

(5) The department must adopt rules for grant or loan issuance and performance.

NEW SECTION. Sec. 203. A new section is added to chapter 70.105D RCW to read as follows:

(1) The model toxics control capital account is hereby created in the state treasury.

(2) In addition to the funds deposited into the model toxics control capital account required under RCW 82.21.030, the following moneys must be deposited into the model toxics control capital account:

(a) The costs of remedial actions recovered under this chapter, except as provided under RCW 70.105D.---(7) (section 2(7), chapter . . . (SHB 1290), Laws of 2019);

(b) Penalties collected or recovered under this chapter; and

(c) Any other money appropriated or transferred to the account by the legislature.

(3) Moneys in the model toxics control capital account must be used for the improvement, rehabilitation, remediation, and cleanup of toxic sites and other capital-related expenditures for programs and activities identified in subsection (4) of this section.

(4) Moneys in the model toxics control capital account may be used only for capital projects and activities that carry out the purposes of this chapter and for financial assistance to local governments or other persons to carry out

those projects or activities, including but not limited to the following, generally in descending order of priority:

(a) Remedial actions, including the following generally in descending order of priority:

(i) Extended grant agreements entered into under subsection (5)(a) of this section;

(ii) Grants or loans to local governments for remedial actions, including planning for adaptive reuse of properties as provided for under subsection (5)(d) of this section. The department must prioritize funding of remedial actions at:

(A) Facilities on the department's hazardous sites list with a high hazard ranking for which there is an approved remedial action work plan or an equivalent document under federal cleanup law;

(B) Brownfield properties within a redevelopment opportunity zone if the local government is a prospective purchaser of the property and there is a department-approved remedial action work plan or equivalent document under the federal cleanup law;

(iii) Department-conducted remedial actions;

(iv) Grants to persons intending to remediate contaminated real property for development of affordable housing;

(v) Public funding to assist potentially liable persons to pay for the costs of remedial action in compliance with clean-up standards under RCW 70.105D.030(2)(e) if:

(A) The amount and terms of the funding are established under a settlement agreement under RCW 70.105D.040(4); and

(B) The director has found that the funding will achieve both a substantially more expeditious or enhanced cleanup than would otherwise occur, and the prevention or mitigation of unfair economic hardship;

(vi) Public funding to assist prospective purchasers to pay for the costs of remedial action in compliance with clean-up standards under RCW 70.105D.030(2)(e) if:

(A) The facility is located within a redevelopment opportunity zone designated under RCW 70.105D.150;

(B) The amount and terms of the funding are established under a settlement agreement under RCW 70.105D.040(5); and

(C) The director has found the funding will achieve a substantially more expeditious or enhanced cleanup than would otherwise occur, provide a public benefit in addition to cleanup commensurate with the scope of the public funding; and meet any additional criteria established in rule by the department; and

(vii) To expedite multiparty clean-up efforts, purchase of remedial action cost-cap insurance;

(b) Grants, or loans, or contracts to local governments for solid waste plans and programs under chapters 70.95, 70.95C, 70.95I, 70.95G, 70.95M, and 70.105

RCW. Funds must be allocated consistent with priorities and matching requirements in the respective chapters;

(c) Toxic air pollutant reduction programs, including grants or loans to local governments for woodstoves and diesel;

(d) Grants, loans, or contracts to local governments for hazardous waste plans and programs under chapters 70.76 and 70.105 RCW, including chemical action plan implementation. Funds must be allocated consistent with priorities and matching requirements in the respective chapters; and

(e) Petroleum-based plastic or expanded polystyrene foam debris clean-up activities in fresh or marine waters.

(5) The department may establish and administer a program to provide grants and loans to local governments for remedial actions, including planning for adaptive reuse of contaminated properties. The department may not award a grant or loan for a remedial action unless the local government has obtained all of the required permits for the action within one year of the effective date of the enacted budget. To expedite cleanups throughout the state, the department may use the following strategies when providing grants to local governments under this subsection:

(a) Enter into an extended grant agreement with a local government conducting remedial actions at a facility where those actions extend over multiple biennia and the total eligible cost of those actions exceeds twenty million dollars. The agreement is subject to the following limitations:

(i) The initial duration of such an agreement may not exceed ten years. The department may extend the duration of such an agreement upon finding substantial progress has been made on remedial actions at the facility;

(ii) Extended grant agreements may not exceed fifty percent of the total eligible remedial action costs at the facility; and

(iii) The department may not allocate future funding to an extended grant agreement unless the local government has demonstrated to the department that funds awarded under the agreement during the previous biennium have been substantially expended or contracts have been entered into to substantially expend the funds;

(b) Enter into a grant agreement with a local government conducting a remedial action that provides for periodic reimbursement of remedial action costs as they are incurred as established in the agreement;

(c) Enter into a grant agreement with a local government prior to it acquiring a property or obtaining necessary access to conduct remedial actions, provided the agreement is conditioned upon the local government acquiring the property or obtaining the access in accordance with a schedule specified in the agreement;

(d) Provide integrated planning grants to local governments to fund studies necessary to facilitate remedial actions at brownfield properties and adaptive reuse of properties following remediation. Eligible activities include,

but are not limited to: Environmental site assessments; remedial investigations; health assessments; feasibility studies; site planning; community involvement; land use and regulatory analyses; building and infrastructure assessments; economic and fiscal analyses; and any environmental analyses under chapter 43.21C RCW;

(e) Provide grants to local governments for remedial actions related to area-wide groundwater contamination. To receive the funding, the local government does not need to be a potentially liable person or be required to seek reimbursement of grant funds from a potentially liable person;

(f) The director may alter grant matching requirements to create incentives for local governments to expedite cleanups when one of the following conditions exists:

(i) Funding would prevent or mitigate unfair economic hardship imposed by the clean-up liability;

(ii) Funding would create new substantial economic development, public recreational opportunities, or habitat restoration opportunities that would not otherwise occur; or

(iii) Funding would create an opportunity for acquisition and redevelopment of brownfield property under RCW 70.105D.040(5) that would not otherwise occur; and

(g) When pending grant applications under subsection (4)(d) and (e) of this section exceed the amount of funds available, designated redevelopment opportunity zones must receive priority for distribution of available funds.

(6) Except for unanticipated receipts under RCW 43.79.260 through 43.79.282, moneys in model toxics control capital account may be spent only after appropriation by statute.

NEW SECTION. Sec. 204. A new section is added to chapter 70.105D RCW to read as follows:

(1) The model toxics control stormwater account is hereby created in the state treasury.

(2) Moneys in the model toxics control stormwater account must be used for operating and capital programs, activities, and projects identified in subsection (3) of this section directly relating to stormwater pollution control.

(3) Moneys in the model toxics control stormwater account must be used only to carry out the operating and capital programs, activities, and projects directly relating to stormwater activities under sections 202 and 203 of this act, including but not limited to the following:

(a) Stormwater pollution control projects and activities that protect or preserve existing remedial actions or prevent hazardous clean-up sites;

(b) Stormwater financial assistance to local governments that assist in compliance to the purposes of this chapter.

(4) Except for unanticipated receipts under RCW 43.79.260 through 43.79.282, moneys in the model toxics control stormwater account may be spent only after appropriation by statute.

Part III

NEW SECTION. Sec. 301. (1) The office of financial management and the legislative evaluation and accountability program committee must identify changes to existing budgeting and reporting systems, including enterprise, internal, and public-facing systems, that will improve access to and understanding of relevant model toxics control act account-related budget information available at the time governor-recommended and legislative budgets are released. In carrying out this work, the office of financial management and the legislative evaluation and accountability program committee must consult with legislative fiscal staff.

(2) The office of financial management and the legislative evaluation and accountability program committee must identify proposed improvements and, as appropriate, necessary funding and legislative changes to the governor and legislature by September 1, 2020. To the extent possible, the office of financial management and the legislative evaluation and accountability program committee may implement low and no-cost changes during the 2019-2021 biennium.

(3) This section expires June 30, 2021.

Part IV

Sec. 401. RCW 70.105D.030 and 2013 2nd sp.s. c 1 s 6 are each amended to read as follows:

(1) The department may exercise the following powers in addition to any other powers granted by law:

(a) Investigate, provide for investigating, or require potentially liable persons to investigate any releases or threatened releases of hazardous substances, including but not limited to inspecting, sampling, or testing to determine the nature or extent of any release or threatened release. If there is a reasonable basis to believe that a release or threatened release of a hazardous substance may exist, the department's authorized employees, agents, or contractors may enter upon any property and conduct investigations. The department shall give reasonable notice before entering property unless an emergency prevents such notice. The department may by subpoena require the attendance or testimony of witnesses and the production of documents or other information that the department deems necessary;

(b) Conduct, provide for conducting, or require potentially liable persons to conduct remedial actions (including investigations under (a) of this subsection) to remedy releases or threatened releases of hazardous substances. In carrying out such powers, the department's authorized employees, agents, or contractors may enter upon property. The department ~~((shall))~~ **must** give reasonable

notice before entering property unless an emergency prevents such notice. In conducting, providing for, or requiring remedial action, the department ~~((shall))~~ **must** give preference to permanent solutions to the maximum extent practicable and ~~((shall))~~ **must** provide for or require adequate monitoring to ensure the effectiveness of the remedial action;

(c) Indemnify contractors retained by the department for carrying out investigations and remedial actions, but not for any contractor's reckless or willful misconduct;

(d) Carry out all state programs authorized under the federal cleanup law and the federal resource, conservation, and recovery act, 42 U.S.C. Sec. 6901 et seq., as amended;

(e) Classify substances as hazardous substances for purposes of RCW 70.105D.020 and classify substances and products as hazardous substances for purposes of RCW 82.21.020(1);

(f) Issue orders or enter into consent decrees or agreed orders that include, or issue written opinions under (i) of this subsection that may be conditioned upon, environmental covenants where necessary to protect human health and the environment from a release or threatened release of a hazardous substance from a facility. Prior to establishing an environmental covenant under this subsection, the department ~~((shall))~~ **must** consult with and seek comment from a city or county department with land use planning authority for real property subject to the environmental covenant;

(g) Enforce the application of permanent and effective institutional controls that are necessary for a remedial action to be protective of human health and the environment and the notification requirements established in RCW 70.105D.110, and impose penalties for violations of that section consistent with RCW 70.105D.050;

(h) Require holders to conduct remedial actions necessary to abate an imminent or substantial endangerment pursuant to RCW 70.105D.020(22)(b)(ii)(C);

(i) Provide informal advice and assistance to persons regarding the administrative and technical requirements of this chapter. This may include site-specific advice to persons who are conducting or otherwise interested in independent remedial actions. Any such advice or assistance ~~((shall be))~~ **is** advisory only, and ~~((shall))~~ **is** not ~~((be))~~ binding on the department. As a part of providing this advice and assistance for independent remedial actions, the department may prepare written opinions regarding whether the independent remedial actions or proposals for those actions meet the substantive requirements of this chapter or whether the department believes further remedial action is necessary at the facility. Nothing in this chapter may be construed to preclude the department from issuing a written opinion on whether further remedial action is necessary at any portion of the real property located within a facility, even if further remedial action is still necessary elsewhere at the same facility. Such a written opinion on a portion of a facility must also provide an opinion on the status of the facility as a whole. The department may collect, from persons requesting advice and assistance, the costs incurred by the department

in providing such advice and assistance; however, the department ~~((shall))~~ must, where appropriate, waive collection of costs in order to provide an appropriate level of technical assistance in support of public participation. The state, the department, and officers and employees of the state are immune from all liability, and no cause of action of any nature may arise from any act or omission in providing, or failing to provide, informal advice and assistance. The department must track the number of requests for reviews of planned or completed independent remedial actions and establish performance measures to track how quickly the department is able to respond to those requests. By November 1, 2015, the department must submit to the governor and the appropriate legislative fiscal and policy committees a report on achieving the performance measures and provide recommendations for improving performance, including staffing needs;

(j) In fulfilling the objectives of this chapter, the department ~~((shall))~~ must allocate staffing and financial assistance in a manner that considers both the reduction of human and environmental risks and the land reuse potential and planning for the facilities to be cleaned up. This does not preclude the department from allocating resources to a facility based solely on human or environmental risks;

(k) Establish model remedies for common categories of facilities, types of hazardous substances, types of media, or geographic areas to streamline and accelerate the selection of remedies for routine types of cleanups at facilities;

(i) When establishing a model remedy, the department ~~((shall))~~ must:

(A) Identify the requirements for characterizing a facility to select a model remedy, the applicability of the model remedy for use at a facility, and monitoring requirements;

(B) Describe how the model remedy meets clean-up standards and the requirements for selecting a remedy established by the department under this chapter; and

(C) Provide public notice and an opportunity to comment on the proposed model remedy and the conditions under which it may be used at a facility;

(ii) When developing model remedies, the department ~~((shall))~~ must solicit and consider proposals from qualified persons. The proposals must, in addition to describing the model remedy, provide the information required under (k)(i)(A) and (B) of this subsection;

(iii) If a facility meets the requirements for use of a model remedy, an analysis of the feasibility of alternative remedies is not required under this chapter. For department-conducted and department-supervised remedial actions, the department must provide public notice and consider public comments on the proposed use of a model remedy at a facility. The department may waive collection of its costs for providing a written opinion under (i) of this subsection on a cleanup that qualifies for and appropriately uses a model remedy; and

(l) Take any other actions necessary to carry out the provisions of this chapter, including the power to adopt rules under chapter 34.05 RCW.

(2) The department ~~((shall))~~ must immediately implement all provisions of this chapter to the maximum extent practicable, including investigative and remedial actions where appropriate. The department ~~((shall))~~ must adopt, and thereafter enforce, rules under chapter 34.05 RCW to:

(a) Provide for public participation, including at least (i) public notice of the development of investigative plans or remedial plans for releases or threatened releases and (ii) concurrent public notice of all compliance orders, agreed orders, enforcement orders, or notices of violation;

(b) Establish a hazard ranking system for hazardous waste sites;

(c) Provide for requiring the reporting by an owner or operator of releases of hazardous substances to the environment that may be a threat to human health or the environment within ninety days of discovery, including such exemptions from reporting as the department deems appropriate, however this requirement ~~((shall))~~ may not modify any existing requirements provided for under other laws;

(d) Establish reasonable deadlines not to exceed ninety days for initiating an investigation of a hazardous waste site after the department receives notice or otherwise receives information that the site may pose a threat to human health or the environment and other reasonable deadlines for remedying releases or threatened releases at the site;

(e) Publish and periodically update minimum clean-up standards for remedial actions at least as stringent as the clean-up standards under section 121 of the federal cleanup law, 42 U.S.C. Sec. 9621, and at least as stringent as all applicable state and federal laws, including health-based standards under state and federal law; and

(f) Apply industrial clean-up standards at industrial properties. Rules adopted under this subsection ~~((shall))~~ must ensure that industrial properties cleaned up to industrial standards cannot be converted to nonindustrial uses without approval from the department. The department may require that a property cleaned up to industrial standards is cleaned up to a more stringent applicable standard as a condition of conversion to a nonindustrial use. Industrial clean-up standards may not be applied to industrial properties where hazardous substances remaining at the property after remedial action pose a threat to human health or the environment in adjacent nonindustrial areas.

(3) To achieve and protect the state's long-term ecological health, the department ~~((shall))~~ must plan to clean up hazardous waste sites and prevent the creation of future hazards due to improper disposal of toxic wastes at a pace that matches the estimated cash resources in the ~~((state and local toxics control accounts and the environmental legacy stewardship account created in RCW 70.105D.170))~~ model toxics control capital account. Estimated cash resources must consider the annual cash flow requirements of major

projects that receive appropriations expected to cross multiple biennia. ~~((To effectively monitor toxic accounts expenditures, the department shall develop a comprehensive ten-year financing report that identifies long-term remedial action project costs, tracks expenses, and projects future needs.~~

~~(4) By November 1, 2016, the department must submit to the governor and the appropriate legislative committees a report on the status of developing model remedies and their use under this chapter. The report must include: The number and types of model remedies identified by the department under subsection (1)(k) of this section; the number and types of model remedy proposals prepared by qualified private sector engineers, consultants, or contractors that were accepted or rejected under subsection (1)(k) of this section and the reasons for rejection; and the success of model remedies in accelerating the cleanup as measured by the number of jobs created by the cleanup, where this information is available to the department, acres of land restored, and the number and types of hazardous waste sites successfully remediated using model remedies.~~

~~(5))~~ (4) Before September 20th of each even-numbered year, the department ~~((shall))~~ must:

(a) Develop a comprehensive ten-year financing report in coordination with all local governments with clean-up responsibilities that identifies the projected biennial hazardous waste site remedial action needs that are eligible for funding from the ~~((state and local toxics control account and the environmental legacy stewardship account))~~ model toxics control capital account;

(b) Work with local governments to develop working capital reserves to be incorporated in the ten-year financing report;

(c) Identify the projected remedial action needs for orphaned, abandoned, and other clean-up sites that are eligible for funding from the ~~((state toxics control account))~~ model toxics control capital account;

(d) Project the remedial action need, cost, revenue, and any recommended working capital reserve estimate to the next biennium's long-term remedial action needs from ~~((both the local and state toxics control account and the environmental legacy stewardship account))~~ model toxics control capital account, and submit this information to the appropriate standing fiscal and environmental committees of the senate and house of representatives. This submittal must also include a ranked list of such remedial action projects for ~~((both))~~ the model toxics control capital account(s). The submittal must also identify separate budget estimates for large, multibiennia clean-up projects that exceed ten million dollars. The department ~~((shall))~~ must prepare its ten-year capital budget plan that is submitted to the office of financial management to reflect the separate budget estimates for these large clean-up projects and include information on the anticipated private and public funding obligations for completion of the relevant projects.

~~((6))~~ (5) By December 1st of each odd-numbered year, the department must provide the legislature and the public a report of the department's activities supported by

appropriations from the ~~((state and local toxics control accounts and the environmental legacy stewardship))~~ model toxics control operating, capital, and stormwater accounts. The report must be prepared and displayed in a manner that allows the legislature and the public to easily determine the statewide and local progress made in cleaning up hazardous waste sites under this chapter. The report must include, at a minimum:

(a) The name, location, hazardous waste ranking, and a short description of each site on the hazardous sites list, and the date the site was placed on the hazardous waste sites list; and

(b) For sites where there are state contracts, grants, loans, or direct investments by the state:

(i) The amount of money from the ~~((state and local toxics control accounts and the environmental legacy stewardship account))~~ model toxics control capital account used to conduct remedial actions at the site and the amount of that money recovered from potentially liable persons;

(ii) The actual or estimated start and end dates and the actual or estimated expenditures of funds authorized under this chapter for the following project phases:

(A) Emergency or interim actions, if needed;

(B) Remedial investigation;

(C) Feasibility study and selection of a remedy;

(D) Engineering design and construction of the selected remedy;

(E) Operation and maintenance or monitoring of the constructed remedy; and

(F) The final completion date.

~~((7))~~ (6) The department ~~((shall))~~ must establish a program to identify potential hazardous waste sites and to encourage persons to provide information about hazardous waste sites.

~~((8))~~ (7) For all facilities where an environmental covenant has been required under subsection (1)(f) of this section, including all facilities where the department has required an environmental covenant under an order, agreed order, or consent decree, or as a condition of a written opinion issued under the authority of subsection (1)(i) of this section, the department ~~((shall))~~ must periodically review the environmental covenant for effectiveness. ~~((Except as otherwise provided in (e) of this subsection,))~~ The department ~~((shall))~~ must conduct a review at least once every five years after an environmental covenant is recorded.

(a) The review ~~((shall))~~ must consist of, at a minimum:

(i) A review of the title of the real property subject to the environmental covenant to determine whether the environmental covenant was properly recorded and, if applicable, amended or terminated;

(ii) A physical inspection of the real property subject to the environmental covenant to determine compliance with

the environmental covenant, including whether any development or redevelopment of the real property has violated the terms of the environmental covenant; and

(iii) A review of the effectiveness of the environmental covenant in limiting or prohibiting activities that may interfere with the integrity of the remedial action or that may result in exposure to or migration of hazardous substances. This ~~((shall))~~ must include a review of available monitoring data.

(b) If an environmental covenant has been amended or terminated without proper authority, or if the terms of an environmental covenant have been violated, or if the environmental covenant is no longer effective in limiting or prohibiting activities that may interfere with the integrity of the remedial action or that may result in exposure to or migration of hazardous substances, then the department ~~((shall))~~ must take any and all appropriate actions necessary to ensure compliance with the environmental covenant and the policies and requirements of this chapter.

~~((c)) For facilities where an environmental covenant required by the department under subsection (1)(f) of this section was required before July 1, 2007, the department shall:~~

~~(i) Enter all required information about the environmental covenant into the registry established under RCW 64.70.120 by June 30, 2008;~~

~~(ii) For those facilities where more than five years has elapsed since the environmental covenant was required and the department has yet to conduct a review, conduct an initial review according to the following schedule:~~

~~(A) By December 30, 2008, fifty facilities;~~

~~(B) By June 30, 2009, fifty additional facilities; and~~

~~(C) By June 30, 2010, the remainder of the facilities;~~

~~(iii) Once this initial review has been completed, conduct subsequent reviews at least once every five years.))~~

Sec. 402. RCW 70.105D.050 and 2013 2nd sp.s. c 1 s 8 are each amended to read as follows:

(1) With respect to any release, or threatened release, for which the department does not conduct or contract for conducting remedial action and for which the department believes remedial action is in the public interest, the director ~~((shall))~~ must issue orders or agreed orders requiring potentially liable persons to provide the remedial action. Any liable person, or prospective purchaser who has entered into an agreed order under RCW 70.105D.040(6), who refuses, without sufficient cause, to comply with an order or agreed order of the director is liable in an action brought by the attorney general for:

(a) Up to three times the amount of any costs incurred by the state as a result of the party's refusal to comply; and

(b) A civil penalty of up to twenty-five thousand dollars for each day the party refuses to comply.

The treble damages and civil penalty under this subsection apply to all recovery actions filed on or after March 1, 1989.

(2) Any person who incurs costs complying with an order issued under subsection (1) of this section may petition the department for reimbursement of those costs. If the department refuses to grant reimbursement, the person may within thirty days thereafter file suit and recover costs by proving that he or she was not a liable person under RCW 70.105D.040 and that the costs incurred were reasonable.

(3) The attorney general ~~((shall))~~ must seek, by filing an action if necessary, to recover the amounts spent by the department for investigative and remedial actions and orders, and agreed orders, including amounts spent prior to March 1, 1989.

(4) The attorney general may bring an action to secure such relief as is necessary to protect human health and the environment under this chapter.

(5)(a) Any person may commence a civil action to compel the department to perform any nondiscretionary duty under this chapter. At least thirty days before commencing the action, the person must give notice of intent to sue, unless a substantial endangerment exists. The court may award attorneys' fees and other costs to the prevailing party in the action.

(b) Civil actions under this section and RCW 70.105D.060 may be brought in the superior court of Thurston county or of the county in which the release or threatened release exists.

(6) Any person who fails to provide notification of releases consistent with RCW 70.105D.110 or who submits false information is liable in an action brought by the attorney general for a civil penalty of up to five thousand dollars per day for each day the party refuses to comply.

(7) Any person who owns real property or lender holding a mortgage on real property that is subject to a lien filed under RCW 70.105D.055 may petition the department to have the lien removed or the amount of the lien reduced. If, after consideration of the petition and the information supporting the petition, the department decides to deny the request, the person may, within ninety days after receipt of the department's denial, file suit for removal or reduction of the lien. The person is entitled to removal of a lien filed under RCW 70.105D.055(2)(a) if they can prove by a preponderance of the evidence that the person is not a liable party under RCW 70.105D.040. The person is entitled to a reduction of the amount of the lien if they can prove by a preponderance of the evidence:

(a) For liens filed under RCW 70.105D.055(2)(a), the amount of the lien exceeds the remedial action costs the department incurred related to cleanup of the real property; and

(b) For liens filed under RCW 70.105D.055(2)(c), the amount of the lien exceeds the remedial action costs the department incurred related to cleanup of the real property or exceeds the increase of the fair market value of the real property solely attributable to the remedial action conducted by the department.

(8) The expenditure of moneys under the ~~((state and local toxics control))~~ model toxics control operating, capital, and stormwater accounts created in ~~((RCW 70.105D.170 [70.105D.070] and the environmental legacy stewardship account created in RCW 70.105D.170))~~ sections 202 through 204 of this act does not alter the liability of any person under this chapter, or the authority of the department under this chapter, including the authority to recover those moneys.

Sec. 403. RCW 70.75A.060 and 2018 c 286 s 7 are each amended to read as follows:

A manufacturer of class B firefighting foam in violation of RCW 70.75A.020 or 70.75A.040 or a person in violation of RCW 70.75A.010 or 70.75A.030 is subject to a civil penalty not to exceed five thousand dollars for each violation in the case of a first offense. Manufacturers, local governments, or persons that are repeat violators are subject to a civil penalty not to exceed ten thousand dollars for each repeat offense. Penalties collected under this section must be deposited in the ~~((state))~~ model toxics control operating account created in ~~((RCW 70.105D.070))~~ section 202 of this act.

Sec. 404. RCW 70.76.100 and 2007 c 65 s 11 are each amended to read as follows:

(1) Enforcement of this chapter must rely on notification and information exchange between the department and manufacturers. The department ~~((shall))~~ must achieve compliance with this chapter using the following enforcement sequence:

(a) Before the effective date of the product prohibition in RCW 70.76.020 or 70.76.030, the department ~~((shall))~~ must prepare and distribute information to in-state manufacturers and out-of-state manufacturers, to the maximum extent practicable, to assist them in identifying products prohibited for manufacture, sale, or distribution under this chapter.

(b) The department may request a certificate of compliance from a manufacturer. A certificate of compliance attests that a manufacturer's product or products meets the requirements of this chapter.

(c) The department may issue a warning letter to a manufacturer that produces, sells, or distributes prohibited products in violation of this chapter. The department ~~((shall))~~ must offer information or other appropriate assistance to the manufacturer in complying with this chapter. If, after one year, compliance is not achieved, penalties may be assessed under subsection (3) of this section.

(2) A manufacturer that knowingly produces, sells, or distributes a product prohibited from manufacture, sale, or distribution in this state under this chapter ~~((shall))~~ must recall the product and reimburse the retailer or any other purchaser for the product and any applicable shipping and handling for returning the products.

(3) A manufacturer of products containing PBDEs in violation of this chapter is subject to a civil penalty not to exceed one thousand dollars for each violation in the case of a first offense. Manufacturers who are repeat violators are subject to a civil penalty not to exceed five thousand dollars for each repeat offense. Penalties collected under this section must be deposited in the ~~((state))~~ model toxics control operating account created in ~~((RCW 70.105D.070))~~ section 202 of this act.

Sec. 405. RCW 70.95M.080 and 2003 c 260 s 9 are each amended to read as follows:

A violation of this chapter is punishable by a civil penalty not to exceed one thousand dollars for each violation in the case of a first violation. Repeat violators are liable for a civil penalty not to exceed five thousand dollars for each repeat violation. Penalties collected under this section must be deposited in the ~~((state))~~ model toxics control operating account created in ~~((RCW 70.105D.070))~~ section 202 of this act.

Sec. 406. RCW 70.95M.120 and 2003 c 260 s 11 are each amended to read as follows:

Any fiscal impact on the department or the department of health that results from the implementation of this chapter must be paid for out of funds that are appropriated by the legislature from the ~~((state))~~ model toxics control operating account for the implementation of the department's persistent bioaccumulative toxic chemical strategy.

Sec. 407. RCW 70.240.050 and 2016 c 176 s 4 are each amended to read as follows:

(1) A manufacturer of products that are restricted under this chapter must notify persons that sell the manufacturer's products in this state about the provisions of this chapter no less than ninety days prior to the effective date of the restrictions.

(2) A manufacturer that produces, sells, or distributes a product prohibited from manufacture, sale, or distribution in this state under this chapter ~~((shall))~~ must recall the product and reimburse the retailer or any other purchaser for the product.

(3) A manufacturer of products in violation of this chapter is subject to a civil penalty not to exceed five thousand dollars for each violation in the case of a first offense. Manufacturers who are repeat violators are subject to a civil penalty not to exceed ten thousand dollars for each repeat offense. Penalties collected under this section must be deposited in the ~~((state))~~ model toxics control operating account created in ~~((RCW 70.105D.070))~~ section 202 of this act.

(4) Retailers who unknowingly sell products that are restricted from sale under this chapter are not liable under this chapter.

(5) The sale or purchase of any previously owned products containing a chemical restricted under this chapter made in casual or isolated sales as defined in RCW 82.04.040, or by a nonprofit organization, is exempt from this chapter.

Sec. 408. RCW 70.270.050 and 2009 c 243 s 5 are each amended to read as follows:

(1) An initial violation of RCW 70.270.030(1) is punishable by a civil penalty not to exceed five hundred dollars. Subsequent violations of RCW 70.270.030(1) are punishable by civil penalties not to exceed one thousand dollars for each violation.

(2) Penalties collected under this section must be deposited in the ((state)) model toxics control operating account created in ((RCW 70.105D.070)) section 202 of this act.

Sec. 409. RCW 70.285.090 and 2010 c 147 s 9 are each amended to read as follows:

(1) The department ((shall)) must enforce this chapter. The department may periodically purchase and test brake friction material sold or offered for sale in Washington state to verify that the material complies with this chapter.

(2) Enforcement of this chapter by the department must rely on notification and information exchange between the department and manufacturers, distributors, and retailers. The department ((shall)) must issue one warning letter by certified mail to a manufacturer, distributor, or retailer that sells or offers to sell brake friction material in violation of this chapter, and offer information or other appropriate assistance regarding compliance with this chapter. Once a warning letter has been issued to a distributor or retailer for violations under subsections (3) and (5) of this section, the department need not provide warning letters for subsequent violations by that distributor or retailer. For the purposes of subsection (6) of this section, a warning letter serves as notice of the violation. If compliance is not achieved, the department may assess penalties under this section.

(3) A brake friction material distributor or retailer that violates this chapter is subject to a civil penalty not to exceed ten thousand dollars for each violation. Brake friction material distributors or retailers that sell brake friction material that is packaged consistent with RCW 70.285.080(2)(b) are not in violation of this chapter. However, if the department conclusively proves that the brake friction material distributor or retailer was aware that the brake friction material being sold violates RCW 70.285.030 or 70.285.050, the brake friction material distributor or retailer is subject to civil penalties according to this section.

(4) A brake friction material manufacturer that knowingly violates this chapter ((shall)) must recall the brake friction material and reimburse the brake friction distributor, retailer, or any other purchaser for the material and any applicable shipping and handling charges for returning the material. A brake friction material

manufacturer that violates this chapter is subject to a civil penalty not to exceed ten thousand dollars for each violation.

(5) A motor vehicle distributor or retailer that violates this chapter is subject to a civil penalty not to exceed ten thousand dollars for each violation. A motor vehicle distributor or retailer is not in violation of this chapter for selling a vehicle that was previously sold at retail and that contains brake friction material failing to meet the requirements of this chapter. However, if the department conclusively proves that the motor vehicle distributor or retailer installed brake friction material that violates RCW 70.285.030, 70.285.050, or 70.285.080(2)(b) on the vehicle being sold and was aware that the brake friction material violates RCW 70.285.030, 70.285.050, or 70.285.080(2)(b), the motor vehicle distributor or retailer is subject to civil penalties under this section.

(6) A motor vehicle manufacturer that violates this chapter must notify the registered owner of the vehicle within six months of knowledge of the violation and must replace at no cost to the owner the noncompliant brake friction material with brake friction material that complies with this chapter. A motor vehicle manufacturer that fails to provide the required notification to registered owners of the affected vehicles within six months of knowledge of the violation is subject to a civil penalty not to exceed one hundred thousand dollars. A motor vehicle manufacturer that fails to provide the required notification to registered owners of the affected vehicles after twelve months of knowledge of the violation is subject to a civil penalty not to exceed ten thousand dollars per vehicle. For purposes of this section, "motor vehicle manufacturer" does not include a vehicle dealer defined under RCW 46.70.011 and required to be licensed as a vehicle dealer under chapter 46.70 RCW.

(7) Before the effective date of the prohibitions in RCW 70.285.030 or 70.285.050, the department ((shall)) must prepare and distribute information about the prohibitions to manufacturers, distributors, and retailers to the maximum extent practicable.

(8) All penalties collected under this chapter must be deposited in the ((state)) model toxics control operating account created in ((RCW 70.105D.070)) section 202 of this act.

Sec. 410. RCW 70.280.050 and 2010 c 140 s 5 are each amended to read as follows:

Expenses to cover the cost of administering this chapter ((shall)) must be paid from the ((state)) model toxics control operating account under ((RCW 70.105D.070)) section 202 of this act.

Sec. 411. RCW 70.300.040 and 2011 c 248 s 5 are each amended to read as follows:

(1) The department ((shall)) must enforce the requirements of this chapter.

(2)(a) A person or entity that violates this chapter is subject to a civil penalty. The department may assess and

collect a civil penalty of up to ten thousand dollars per day per violation.

(b) All penalties collected by the department under this chapter must be deposited in the ~~((state)) model~~ toxics control operating account created in ~~((RCW 70.105D.070))~~ section 202 of this act.

Sec. 412. RCW 90.71.370 and 2011 1st sp.s. c 50 s 977 are each amended to read as follows:

(1) By December 1, 2008, and by September 1st of each even-numbered year beginning in 2010, the council ~~((shall))~~ must provide to the governor and the appropriate fiscal committees of the senate and house of representatives its recommendations for the funding necessary to implement the action agenda in the succeeding biennium. The recommendations ~~((shall))~~ must:

(a) Identify the funding needed by action agenda element;

(b) Address funding responsibilities among local, state, and federal governments, as well as nongovernmental funding; and

(c) Address funding needed to support the work of the partnership, the panel, the ecosystem work group, and entities assisting in coordinating local efforts to implement the plan.

(2) In the 2008 report required under subsection (1) of this section, the council ~~((shall))~~ must include recommendations for projected funding needed through 2020 to implement the action agenda; funding needs for science panel staff; identify methods to secure stable and sufficient funding to meet these needs; and include proposals for new sources of funding to be dedicated to Puget Sound protection and recovery. In preparing the science panel staffing proposal, the council ~~((shall))~~ must consult with the panel.

(3) By November 1st of each odd-numbered year beginning in 2009, the council ~~((shall))~~ must produce a state of the Sound report that includes, at a minimum:

(a) An assessment of progress by state and nonstate entities in implementing the action agenda, including accomplishments in the use of state funds for action agenda implementation;

(b) A description of actions by implementing entities that are inconsistent with the action agenda and steps taken to remedy the inconsistency;

(c) The comments by the panel on progress in implementing the plan, as well as findings arising from the assessment and monitoring program;

(d) A review of citizen concerns provided to the partnership and the disposition of those concerns;

(e) A review of the expenditures of funds to state agencies for the implementation of programs affecting the protection and recovery of Puget Sound, and an assessment

of whether the use of the funds is consistent with the action agenda; and

(f) An identification of all funds provided to the partnership, and recommendations as to how future state expenditures for all entities, including the partnership, could better match the priorities of the action agenda.

(4)(a) The council ~~((shall))~~ must review state programs that fund facilities and activities that may contribute to action agenda implementation. By November 1, 2009, the council ~~((shall))~~ must provide initial recommendations regarding program changes to the governor and appropriate fiscal and policy committees of the senate and house of representatives. By November 1, 2010, the council ~~((shall))~~ must provide final recommendations regarding program changes, including proposed legislation to implement the recommendation, to the governor and appropriate fiscal and policy committees of the senate and house of representatives.

(b) The review in this subsection ~~((shall))~~ must be conducted with the active assistance and collaboration of the agencies administering these programs, and in consultation with local governments and other entities receiving funding from these programs:

(i) Water pollution control facilities financing, chapter 70.146 RCW;

(ii) The water pollution control revolving fund, chapter 90.50A RCW;

(iii) The public works assistance account, chapter 43.155 RCW;

(iv) The aquatic lands enhancement account, RCW 79.105.150;

(v) The ~~((state toxics control account and local toxics control account))~~ model toxics control operating, capital, and stormwater accounts and clean-up program, chapter 70.105D RCW;

(vi) The acquisition of habitat conservation and outdoor recreation land, chapter 79A.15 RCW;

(vii) The salmon recovery funding board, RCW 77.85.110 through 77.85.150;

(viii) The community economic revitalization board, chapter 43.160 RCW;

(ix) Other state financial assistance to water quality-related projects and activities; and

(x) Water quality financial assistance from federal programs administered through state programs or provided directly to local governments in the Puget Sound basin.

(c) The council's review ~~((shall))~~ must include but not be limited to:

(i) Determining the level of funding and types of projects and activities funded through the programs that contribute to implementation of the action agenda;

(ii) Evaluating the procedures and criteria in each program for determining which projects and activities to

fund, and their relationship to the goals and priorities of the action agenda;

(iii) Assessing methods for ensuring that the goals and priorities of the action agenda are given priority when program funding decisions are made regarding water quality-related projects and activities in the Puget Sound basin and habitat-related projects and activities in the Puget Sound basin;

(iv) Modifying funding criteria so that projects, programs, and activities that are inconsistent with the action agenda are ineligible for funding;

(v) Assessing ways to incorporate a strategic funding approach for the action agenda within the outcome-focused performance measures required by RCW 43.41.270 in administering natural resource-related and environmentally based grant and loan programs.

(5) During the 2009-2011 fiscal biennium, the council's review must result in a ranking of projects affecting the protection and recovery of the Puget Sound basin that are proposed in the governor's capital budget submitted under RCW 43.88.060. The ranking ~~((shall))~~ must include recommendations for reallocation of total requested funds for Puget Sound basin projects to achieve the greatest positive outcomes for protection and recovery of Puget Sound and ~~((shall))~~ must be submitted to the appropriate fiscal committees of the legislature no later than February 1, 2011.

(6) During the 2011-2013 fiscal biennium, the council ~~((shall))~~ must by November 1, 2012, produce the state of the Sound report as defined in subsection (3) of this section.

Sec. 413. RCW 70.105D.130 and 2010 1st sp.s. c 37 s 947 are each amended to read as follows:

(1) The cleanup settlement account is created in the state treasury. The account is not intended to replace the ~~((state))~~ model toxics control capital account established under ~~((RCW 70.105D.070))~~ section 203 of this act. All receipts from the sources identified in subsection (2) of this section must be deposited into the account. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only as identified in subsection (4) of this section.

(2) The following receipts must be deposited into the cleanup settlement account:

(a) Receipts from settlements or court orders that direct payment to the account and resolve a person's liability or potential liability under this chapter for either or both of the following:

(i) Conducting future remedial action at a specific facility, if it is not feasible to require the person to conduct the remedial action based on the person's financial insolvency, limited ability to pay, or insignificant contribution under RCW 70.105D.040(4)(a);

(ii) Assessing or addressing the injury to natural resources caused by the release of a hazardous substance from a specific facility; and

(b) Receipts from investment of the moneys in the account.

(3) If a settlement or court order does not direct payment of receipts described in subsection (2)(a) of this section into the cleanup settlement account, then the receipts from any payment to the state must be deposited into the ~~((state))~~ model toxics control capital account.

(4) Expenditures from the cleanup settlement account may only be used to conduct remedial actions at the specific facility or to assess or address the injury to natural resources caused by the release of hazardous substances from that facility for which the moneys were deposited in the account. Conducting remedial actions or assessing or addressing injury to natural resources includes direct expenditures and indirect expenditures such as department oversight costs. During the 2009-2011 fiscal biennium, the legislature may transfer excess fund balances in the account into the state efficiency and restructuring account. Transfers of excess fund balances made under this section ~~((shall))~~ may be made only to the extent amounts transferred with required repayments do not impair the ten-year spending plan administered by the department of ecology for environmental remedial actions dedicated for any designated clean-up site associated with the Everett smelter and Tacoma smelter, including plumes, or former Asarco mine sites. The cleanup settlement account must be repaid with interest under provisions of the state efficiency and restructuring account.

(5) The department ~~((shall))~~ must track moneys received, interest earned, and moneys expended separately for each facility.

(6) After the department determines that all remedial actions at a specific facility, and all actions assessing or addressing injury to natural resources caused by the release of hazardous substances from that facility, are completed, including payment of all related costs, any moneys remaining for the specific facility must be transferred to the ~~((state))~~ model toxics control capital account established under ~~((RCW 70.105D.070))~~ section 203 of this act.

(7) The department ~~((shall))~~ must provide the office of financial management and the fiscal committees of the legislature with a report by October 31st of each year regarding the activity within the cleanup settlement account during the previous fiscal year.

Sec. 414. RCW 70.105D.140 and 2013 2nd sp.s. c 1 s 3 are each amended to read as follows:

(1) The brownfield redevelopment trust fund account is created in the state treasury. All receipts from the sources identified in subsection (2) of this section must be deposited into the account. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only as identified in subsection (4) of this section.

(2) The following receipts must be deposited into the brownfield redevelopment trust fund account:

(a) Moneys appropriated by the legislature to the account for a specific redevelopment opportunity zone established under RCW 70.105D.150 or a specific brownfield renewal authority established under RCW 70.105D.160;

(b) Moneys voluntarily deposited in the account for a specific redevelopment opportunity zone or a specific brownfield renewal authority; and

(c) Receipts from settlements or court orders that direct payment to the account for a specific redevelopment opportunity zone to resolve a person's liability or potential liability under this chapter.

(3) If a settlement or court order does not direct payment of receipts described in subsection (2)(c) of this section into the brownfield redevelopment trust fund account, then the receipts from any payment to the state must be deposited into the ((state)) model toxics control capital account established under ((RCW 70.105D.070)) section 203 of this act.

(4) Expenditures from the brownfield redevelopment trust fund account may only be used for the purposes of remediation and cleanup at the specific redevelopment opportunity zone or specific brownfield renewal authority for which the moneys were deposited in the account.

(5) The department ((shall)) must track moneys received, interest earned, and moneys expended separately for each facility.

(6) The account must retain its interest earnings in accordance with RCW 43.84.092.

(7) The local government designating the redevelopment opportunity zone under RCW 70.105D.150 or the associated brownfield renewal authority created under RCW 70.105D.160 must be the beneficiary of the deposited moneys.

(8) All expenditures must be used to conduct remediation and cleanup consistent with a plan for the remediation and cleanup of the properties or facilities approved by the department under this chapter. All expenditures must meet the eligibility requirements for the use by local governments under the rules for remedial action grants adopted by the department under this chapter, including requirements for the expenditure of nonstate match funding.

(9) Beginning October 31, 2015, the department must provide a biennial report to the office of financial management and the legislature regarding the activity for each specific redevelopment opportunity zone or specific brownfield renewal authority for which specific legislative appropriation was provided in the previous two fiscal years.

(10) After the department determines that all remedial actions within the redevelopment opportunity zone identified in the plan approved under subsection (8) of this section are completed, including payment of all cost

reasonably attributable to the remedial actions and cleanup, any remaining moneys must be transferred to the ((state)) model toxics control capital account established under ((RCW 70.105D.070)) section 203 of this act.

(11) If the department determines that substantial progress has not been made on the plan approved under subsection (8) of this section for a redevelopment opportunity zone or specific brownfield renewal authority for which moneys were deposited in the account within six years, or that the brownfield renewal authority is no longer a viable entity, then all remaining moneys must be transferred to the ((state)) model toxics control operating account established under ((RCW 70.105D.070)) sections 202 of this act.

(12) The department is authorized to adopt rules to implement this section.

NEW SECTION. Sec. 415. The following acts or parts of acts are each repealed:

(1)RCW 70.105D.170 (Environmental legacy stewardship account) and 2013 2nd sp.s. c 28 s 1, 2013 2nd sp.s. c 19 s 7042, 2013 2nd sp.s. c 4 s 991, & 2013 2nd sp.s. c 1 s 10; and

(2)RCW 70.105D.070 (Toxics control accounts) and 2019 c . . . (SHB 1290) s 4, 2018 c 299 s 911, 2017 3rd sp.s. c 1 s 980, & 2016 sp.s. c 36 s 943.

NEW SECTION. Sec. 416. Any residual balance of funds remaining in the state toxics control account repealed by section 415 of this act on the effective date of this section must be transferred to the model toxics control operating account created in section 202 of this act.

NEW SECTION. Sec. 417. Any residual balance of funds remaining in the local toxics control account repealed by section 415 of this act on the effective date of this section must be transferred to the model toxics control capital account created in section 203 of this act.

NEW SECTION. Sec. 418. Any residual balance of funds remaining in the environmental legacy stewardship account repealed by section 415 of this act on the effective date of this section must be transferred to the model toxics control stormwater account created in section 204 of this act.

NEW SECTION. Sec. 419. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect July 1, 2019."

Correct the title.

Signed by Representatives Tarleton, Chair; Walen, Vice Chair; Chapman; Frame; Macri; Orwall; Springer and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Young, Assistant Ranking Minority Member; Morris; Stokesbary and Vick.

April 27, 2019

ESSB 5998 Prime Sponsor, Committee on Ways & Means: Establishing a graduated real estate excise tax. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Tarleton, Chair; Walen, Vice Chair; Chapman; Frame; Macri; Morris; Orwall; Springer and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Young, Assistant Ranking Minority Member; Stokesbary and Vick.

April 27, 2019

ESB 6016 Prime Sponsor, Senator Lias: Concerning the taxation of international investment management companies. Reported by Committee on Finance

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. **Sec. 1.** In 1995, the legislature enacted a business and occupation tax rate for persons providing international investment management services. The legislature finds that the original intent of this tax rate was to reduce a competitive disadvantage for a limited number of firms providing international investment management services. The fiscal note for the bill stated that "only a very limited taxpayer group would benefit from the reduced rate." The legislature further finds that as a result of the adoption of economic nexus; a single factor, market-based apportionment methodology; and significant ambiguity in the statute governing the qualifications for the tax rate; a much larger number of businesses are claiming the tax rate than was contemplated in 1995. Therefore, the legislature intends in sections 2 and 3 of this act to clarify the scope of activities and persons eligible for the tax rate to more closely align with the legislature's original intent.

Sec. 2. RCW 82.04.290 and 2014 c 97 s 404 are each amended to read as follows:

(1) Upon every person engaging within this state in the business of providing qualifying international investment management services, as to such persons, the amount of tax with respect to such business is equal to the

gross income or gross proceeds of sales of the business multiplied by a rate of 0.275 percent.

(2)(a) Upon every person engaging within this state in any business activity other than or in addition to an activity taxed explicitly under another section in this chapter or subsection (1) or (3) of this section; as to such persons the amount of tax on account of such activities is equal to the gross income of the business multiplied by the rate of 1.5 percent.

(b) This subsection (2) includes, among others, and without limiting the scope hereof (whether or not title to materials used in the performance of such business passes to another by accession, confusion or other than by outright sale), persons engaged in the business of rendering any type of service which does not constitute a "sale at retail" or a "sale at wholesale." The value of advertising, demonstration, and promotional supplies and materials furnished to an agent by his or her principal or supplier to be used for informational, educational, and promotional purposes is not considered a part of the agent's remuneration or commission and is not subject to taxation under this section.

(3)(a) Until July 1, 2040, upon every person engaging within this state in the business of performing aerospace product development for others, as to such persons, the amount of tax with respect to such business is equal to the gross income of the business multiplied by a rate of 0.9 percent.

(b) A person reporting under the tax rate provided in this subsection (3) must file a complete annual report with the department under RCW 82.32.534.

(c) "Aerospace product development" has the meaning as provided in RCW 82.04.4461.

Sec. 3. RCW 82.04.293 and 1997 c 7 s 3 are each amended to read as follows:

For purposes of RCW 82.04.290:

(1) A person is engaged in the business of providing qualifying international investment management services, if:

(a) Such person is engaged primarily in the business of providing investment management services; (~~and~~)

(b) At least ten percent of the gross income of such person is derived from providing investment management services to any of the following:

(i) (~~Persons or~~) Collective investment funds ((residing)) commercially domiciled, as defined in RCW 82.56.010, outside the United States; or

(ii) (~~persons or~~) Collective investment funds with at least ten percent of their investments located outside the United States((-

~~(2) "Investment management services" means investment research, investment consulting, portfolio management, fund administration, fund distribution, investment transactions, or related investment services.~~

~~(3) "Collective investment fund" includes:~~

~~(a))~~);

(c) More than twenty-five percent of such person's employees are located in this state; and

(d) Such person is a member of an affiliated group that collectively has:

(i) Ten or more offices located in at least eight foreign countries;

(ii) At least five hundred full-time employees worldwide;

(iii) Worldwide gross revenue of more than four hundred million dollars during the entire current or immediately preceding calendar year; and

(iv) Average assets under management of more than two hundred billion dollars during the entire current or immediately preceding calendar year.

(2) An affiliate of a person engaged in the business of providing qualifying international investment management services is deemed to also be engaged in the business of providing qualifying international investment management services if the affiliate:

(a) Is primarily engaged in providing portfolio management, fund administration, fund distribution, or transfer agent services, or any combination of these activities, to, either directly or indirectly through such affiliate's affiliated group, any of the following:

(i) Collective investment funds commercially domiciled, as defined in RCW 82.56.010, outside the United States; or

(ii) Collective investment funds with at least ten percent of their investments located outside the United States; and

(b) Satisfies the requirement under subsection (1)(c) of this section.

(3) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a)(i) "Affiliate" and "affiliated" mean a person that directly or indirectly, through one or more intermediaries, controls, is controlled by, or is under common control with another person.

(ii) For purposes of this subsection (3)(a), "control" means the possession, directly or indirectly, of more than fifty percent of the power to direct or cause the direction of the management and policies of a person, whether through the ownership of voting shares, by contract, or otherwise.

(b) "Affiliated group" means any group of two or more persons that are all affiliated with each other.

(c) "Collective investment fund" includes:

(i) A mutual fund or other regulated investment company, as defined in section 851(a) of the internal revenue code of 1986, as amended;

~~((b))~~ (ii) An "investment company," as that term is used in section 3(a) of the investment company act of 1940, as well as any entity that would be an investment company for this purpose but for the exemptions contained in section 3(c) (1) or (11);

~~((e))~~ (iii) An "employee benefit plan," which includes any plan, trust, commingled employee benefit trust, or custodial arrangement that is subject to the employee retirement income security act of 1974, as amended, 29 U.S.C. Sec. 1001 et seq., or that is described in sections 125, 401, 403, 408, 457, and 501(c)(9) and (17) through (23) of the internal revenue code of 1986, as amended, or a similar plan maintained by a state or local government, or a plan, trust, or custodial arrangement established to self-insure benefits required by federal, state, or local law;

~~((d))~~ (iv) A fund maintained by a tax-exempt organization, as defined in section 501(c)(3) of the internal revenue code of 1986, as amended, for operating, quasi-endowment, or endowment purposes;

~~((e))~~ (v) Funds that are established for the benefit of such tax-exempt organizations, such as charitable remainder trusts, charitable lead trusts, charitable annuity trusts, or other similar trusts; or

~~((f))~~ (vi) Collective investment funds similar to those described in ~~((a))~~ (c)(i) through ~~((e))~~ (v) of this subsection (3) created under the laws of a foreign jurisdiction.

(d) "Investment management services" means managing the collective assets of a collective investment fund by engaging, either directly or indirectly through such person's affiliated group, in all of the following activities: (i) Portfolio management; (ii) fund administration; (iii) fund distribution; and (iv) transfer agent services.

(4) Investments are located outside the United States if the underlying assets in which the investment constitutes a beneficial interest reside or are created, issued or held outside the United States.

(5) If a person engaged in the business of providing international investment management services no longer meets the Washington state employment eligibility requirements under subsection (1)(c) of this section, then an amount equal to the entire economic benefit accruing to the person in the current and immediately prior nine consecutive calendar years, or the consecutive years since the effective date of this act, whichever is less, as a result of the preferential tax rate under RCW 82.04.290(1) is immediately due and payable.

(6) The department must assess interest, but not penalties, on the amounts due under this section. The interest must be assessed at the rate provided for delinquent excise taxes under chapter 82.32 RCW and accrue until the taxes for which a tax preference has been used are repaid.

NEW SECTION. Sec. 4. (1) The legislature finds that a strong financial cluster is critical to the economic health of Washington state. The legislature further finds that anchor institutions are key to growing a strong financial

cluster, including international investment management firms. Therefore, the legislature finds that maintaining a competitive tax policy in Washington state enables the state to maintain its anchor investment management firms.

(2) The legislature finds that standard financial information has not historically been subject to sales tax. In 2007 the legislature clarified that sales tax does not apply to electronically delivered standard financial information purchased by investment management companies or financial institutions. In 2013, the legislature provided clarification by passing a sales and use tax exemption for standard financial information purchased by investment management companies.

(3) The legislature further finds that taxation of such standard financial information would be uncompetitive and inconsistent with the fundamental structure of sales tax as a tax on retail transactions. Therefore, it is the legislature's intent to conform with a previously determined policy objective of exempting certain standard financial information purchased by investment management companies from sales and use tax in order to improve industry competitiveness.

NEW SECTION. Sec. 5. (1) This section is the tax preference performance statement for the tax preferences contained in sections 6 and 7, chapter . . . , Laws of 2019 (sections 6 and 7 of this act). This performance statement is only intended to be used for subsequent evaluation of the tax preferences. It is not intended to create a private right of action by any party or be used to determine eligibility for preferential tax treatment.

(2) The legislature categorizes these tax preferences as ones intended to improve industry competitiveness, as indicated in RCW 82.32.808(2)(b) and to reduce structural inefficiencies in the tax structure as indicated in RCW 82.32.808(2)(d).

(3) It is the legislature's specific public policy objective to maintain a viable financial cluster. It is the legislature's intent to exempt sales and use taxes on sales of standard financial information to qualifying international investment management companies, in order to maintain the presence of at least one international investment management services firm headquartered in Washington state with at least two hundred billion dollars of assets under management.

(4) If a review finds that there is at least one international investment management services firm with at least two hundred billion dollars of assets under management headquartered in Washington state, then the legislature intends to extend the expiration date of the tax preferences.

Sec. 6. RCW 82.08.207 and 2013 2nd sp.s. c 13 s 702 are each amended to read as follows:

(1) The tax imposed by RCW 82.08.020 does not apply to sales of standard financial information to qualifying international investment management companies or persons affiliated with a qualifying international investment

management company. The exemption provided in this section applies regardless of whether the standard financial information is provided to the buyer in a tangible format or on a tangible storage medium or as a digital product transferred electronically.

(2) Sellers making tax-exempt sales under this section must obtain an exemption certificate from the buyer in a form and manner prescribed by the department. The seller must retain a copy of the exemption certificate for the seller's files. In lieu of an exemption certificate, a seller may capture the relevant data elements as allowed under the streamlined sales and use tax agreement. For sellers who electronically file their taxes, the department must provide a separate tax reporting line for exemption amounts claimed under this section.

(3) A buyer may not continue to claim the exemption under this section once the buyer has purchased standard financial information during the current calendar year with an aggregate total selling price in excess of fifteen million dollars and an exemption has been claimed under this section or RCW 82.12.207 for such standard financial information. The fifteen million dollar limitation under this subsection does not apply to any other exemption under this chapter that applies to standard financial information. Sellers are not responsible for ensuring a buyer's compliance with the fifteen million dollar limitation under this subsection. Sellers may not be assessed for uncollected sales tax on a sale to a buyer claiming an exemption under this section after having exceeded the fifteen million dollar limitation under this subsection, except as provided in RCW 82.08.050 (4) and (5).

(4) The definitions in this subsection and RCW 82.04.293 apply throughout this section unless the context clearly requires otherwise.

(a)((~~+~~)) "Qualifying international investment management company" means a person(~~(~~

~~(A) Who is primarily engaged in the business of providing investment management services; and~~

~~(B) Who has gross income that is at least ten percent derived from providing investment management services to:~~

~~(I) Persons or collective investment funds residing outside the United States; or~~

~~(II) Collective investment funds with at least ten percent of their investments located outside the United States.~~

~~(ii) The definitions in RCW 82.04.293 apply to this subsection (4)(a)) who is eligible for the tax rate in RCW 82.04.290(1).~~

(b)(i) "Standard financial information" means financial data, facts, or information, or financial information services, not generated, compiled, or developed only for a single customer. Standard financial information includes, but is not limited to, financial market data, bond ratings, credit ratings, and deposit, loan, or mortgage reports.

(ii) For purposes of this subsection (4)(b), "financial market data" means market pricing information, such as for

securities, commodities, and derivatives; corporate actions for publicly and privately traded companies, such as dividend schedules and reorganizations; corporate attributes, such as domicile, currencies used, and exchanges where shares are traded; and currency information.

(5) This section expires July 1, (~~2021~~) 2031.

Sec. 7. RCW 82.12.207 and 2013 2nd sp.s. c 13 s 703 are each amended to read as follows:

(1) The tax imposed by RCW 82.12.020 does not apply to the use of standard financial information by qualifying international investment management companies or persons affiliated, as defined in RCW 82.04.293, with a qualifying international investment management company. The exemption provided in this section applies regardless of whether the standard financial information is in a tangible format or resides on a tangible storage medium or is a digital product transferred electronically to the qualifying international investment management company.

(2) The definitions, conditions, and requirements in RCW 82.08.207 apply to this section.

(3) This section expires July 1, (~~2021~~) 2031.

NEW SECTION. Sec. 8. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 9. The provisions of RCW 82.32.805 and 82.32.808 do not apply to sections 2 and 3 of this act.

NEW SECTION. Sec. 10. Sections 2 and 3 of this act are necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and take effect July 1, 2019."

Correct the title.

On page 3, line 9, after "period" insert "or the property and payroll is in excess of one million dollars annually or is part of an affiliated group that meets this requirement"

On page 5, line 8, after "distribution;" strike "and"

On page 5, line 9, after "services" insert "; and (v) investment services"

On page 5, beginning on line 14, strike all of subsection (5)

Re-number the remaining subsection consecutively and correct any internal references accordingly.

Signed by Representatives Tarleton, Chair; Walen, Vice Chair; Chapman; Morris; Orwall; Springer; Vick and Wylie.

MINORITY recommendation: Without recommendation. Signed by Representatives Orcutt, Ranking Minority Member; Young, Assistant Ranking Minority Member; Frame and Macri.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were placed on the second reading calendar.

The Speaker (Representative Lovick presiding) called upon Representative Orwall to preside.

There being no objection, the House reverted to the third order of business.

MESSAGES FROM THE SENATE

April 26, 2019

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO.
5313,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

April 27, 2019

MR. SPEAKER:

The Senate concurred in the House amendment(s) to the following bills and passed the bills as amended by the House:

SENATE BILL NO. 5881,
SUBSTITUTE SENATE BILL NO. 5883,
SUBSTITUTE SENATE BILL NO. 5894,
ENGROSSED SENATE BILL NO. 5937,

and the same are herewith transmitted.

Sarah Bannister, Deputy Secretary

April 27, 2019

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE SENATE BILL NO.
5258,
SENATE BILL NO. 5360,
SUBSTITUTE SENATE BILL NO. 5380,
SECOND SUBSTITUTE SENATE BILL NO. 5602,

SECOND SUBSTITUTE SENATE BILL NO. 5604,
 SENATE BILL NO. 5605,
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 5741,
 SUBSTITUTE SENATE BILL NO. 5748,
 SECOND SUBSTITUTE SENATE BILL NO. 5800,
 SUBSTITUTE SENATE BILL NO. 5815,
 SENATE BILL NO. 5817,
 SECOND SUBSTITUTE SENATE BILL NO. 5846,
 SUBSTITUTE SENATE BILL NO. 5861,

Brad Hendrickson, Secretary

There being no objection, the House advanced to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 5825, by Senate Committee on Transportation (originally sponsored by Hobbs and King)

Addressing the tolling of Interstate 405, state route number 167, and state route number 509.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Transportation was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 104, April 27, 2019).

Representative Gildon moved the adoption of amendment (885) to the committee striking amendment:

On page 8, after line 12 of the striking amendment, insert the following:

"(g) After the bonds issued pursuant to section 2(1)(a) of this act are retired, the tolling authority must reduce the toll rates commensurate with this reduction in the amount of toll revenues required from the express toll lanes."

On page 11, after line 14 of the striking amendment, insert the following:

"(c) After the bonds issued pursuant to section 2(1)(b) of this act are retired, the tolling authority must reduce the toll rates commensurate with this reduction in the amount of toll revenues required from the express toll lanes."

Representatives Gildon and Fey spoke in favor of the adoption of the amendment to the committee striking amendment.

Amendment (885) to the committee striking amendment was adopted.

The committee striking amendment, as amended, was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

There being no objection, the House deferred action on ENGROSSED SUBSTITUTE SENATE BILL NO. 5825, as amended by the House, and the bill held its place on the third reading calendar.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5997, by Senate Committee on Ways & Means (originally sponsored by Rolfes and Hunt)

and the same are herewith transmitted.

Sarah Bannister, Deputy Secretary

April 27, 2019

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO.
 1107,
 HOUSE BILL NO. 1301,
 SUBSTITUTE HOUSE BILL NO. 1652,

and the same are herewith transmitted.

Sarah Bannister, Deputy Secretary

April 27, 2019

MR. SPEAKER:

The Senate has granted the request of the House for a Conference on ENGROSSED SUBSTITUTE HOUSE BILL NO. 1160. The President has appointed the following members as Conferees: Hobbs, King, Saldaña

Brad Hendrickson, Secretary

April 27, 2019

MR. SPEAKER:

The Senate concurred in the House amendment(s) to the following bill and passed the bill as amended by the House:

SUBSTITUTE SENATE BILL NO. 5955,

and the same is herewith transmitted.

Brad Hendrickson, Secretary

April 27, 2019

MR. SPEAKER:

The Senate has adopted the report of the Conference Committee on SUBSTITUTE HOUSE BILL NO. 1170, and has passed the bill as recommended by the Conference Committee.

Eliminating or narrowing certain tax preferences to increase state revenue for essential public services. Revised for 1st Substitute: Eliminating or narrowing certain tax preferences to increase state revenue for essential public services. (REVISED FOR ENGROSSED: Increasing revenues by revising tax preferences and enforcement processes.)

The bill was read the second time.

With the consent of the House, amendment (918) was withdrawn.

Representative Orcutt moved the adoption of amendment (869):

Beginning on page 1, line 10, strike all of section 101 and insert the following:

"**Sec. 101.** RCW 82.08.0273 and 2014 c 140 s 17 are each amended to read as follows:

(1) The tax levied by RCW 82.08.020 does not apply to sales to nonresidents of this state of tangible personal property, digital goods, and digital codes (~~(-when)~~). The exemption only applies if:

(a) The property is for use outside this state;

(b) The purchaser is a bona fide resident of a province or territory of Canada or a state, territory, or possession of the United States, other than the state of Washington; and

(i) Such state, possession, territory, or province does not impose, or have imposed on its behalf, a generally applicable retail sales tax, use tax, value added tax, gross receipts tax on retailing activities, or similar generally applicable tax, of three percent or more; or

(ii) If imposing a tax described in (b)(i) of this subsection, provides an exemption for sales to Washington residents by reason of their residence; and

(c) The purchaser agrees, when requested, to grant the department of revenue access to such records and other forms of verification at his or her place of residence to assure that such purchases are not first used substantially in the state of Washington.

(2) Notwithstanding anything to the contrary in this chapter, if parts or other tangible personal property are installed by the seller during the course of repairing, cleaning, altering, or improving motor vehicles, trailers, or campers and the seller makes a separate charge for the tangible personal property, the tax levied by RCW 82.08.020 does not apply to the separately stated charge to a nonresident purchaser for the tangible personal property but only if the separately stated charge does not exceed either the seller's current publicly stated retail price for the tangible personal property or, if no publicly stated retail price is available, the seller's cost for the tangible personal property. However, the exemption provided by this section does not apply if tangible personal property is installed by the seller

during the course of repairing, cleaning, altering, or improving motor vehicles, trailers, or campers and the seller makes a single nonitemized charge for providing the tangible personal property and service. All of the requirements in subsections (1) and (3) through ~~((6))~~ (7) of this section apply to this subsection.

(3)(a) Any person claiming exemption from retail sales tax under the provisions of this section must display proof of his or her current nonresident status as provided in this section.

(b) Acceptable proof of a nonresident person's status includes one piece of identification such as a valid driver's license from the jurisdiction in which the out-of-state residency is claimed or a valid identification card which has a photograph of the holder and is issued by the out-of-state jurisdiction. Identification under this subsection (3)(b) must show the holder's residential address and have as one of its legal purposes the establishment of residency in that out-of-state jurisdiction.

(c) In lieu of furnishing proof of a person's nonresident status under (b) of this subsection (3), a person claiming exemption from retail sales tax under the provisions of this section may provide ~~((the seller with))~~ an exemption certificate in compliance with subsection ~~((4)(b))~~ (5)(c) of this section.

(4)(a) For purchases made in any of the four largest counties west of the Cascades that do not share a border with a state that does not impose a retail sales tax, any person claiming exemption from retail sales tax under the provisions of this section must pay the state and local sales tax to the seller at the time of purchase and then request a remittance from the department in accordance with this subsection and subsection (5) of this section. A request for remittance must include proof of the person's status as a nonresident at the time of the purchase for which the remittance was requested. The request for the remittance must also include any additional information and documentation as required by the department, which may include a description of the item purchases for which a remittance is requested, the sales price of the item, the amount of sales tax paid on the item, the date of purchase, the name of the seller and the physical address where the sale took place, and copies of sales receipts showing the qualified purchase.

(b)(i) Beginning January 1, 2020, through December 31, 2020, a person may request a remittance from the department for state sales taxes paid by the person on qualified retail purchases made in Washington between July 1, 2019, and December 31, 2019.

(ii) Beginning January 1, 2021, a person may request a remittance from the department during any calendar year for state sales taxes paid by the person on qualified retail purchases made in Washington during the immediately preceding calendar year only. No application may be made with respect to purchases made before the immediately preceding calendar year.

(c) The remittance request, including proof of nonresident status and any other documentation and

information required by the department, must be provided in a form and manner as prescribed by the department. Only one remittance request may be made by a person per calendar year.

(d) The total amount of a remittance request must be at least twenty-five dollars. The department must deny any request for a remittance that is less than twenty-five dollars.

(e) The department will examine the applicant's proof of nonresident status and any other documentation and information as required in the application to determine whether the applicant is entitled to a remittance under this section.

(5)(a) For purchases in any county except the four largest counties west of the Cascades that do not share a border with a state that does not impose a retail sales tax, a person claiming the exemption from retail sales under the provisions of this section must provide proof of his or her nonresident status as provided in this section at the time of purchase.

(b) Nothing in this section requires the vendor to make tax exempt retail sales to nonresidents. A vendor may choose to make sales to nonresidents, collect the sales tax, and remit the amount of sales tax collected to the state as otherwise provided by law. If the vendor chooses to make a sale to a nonresident without collecting the sales tax, the vendor must examine the purchaser's proof of nonresidence, determine whether the proof is acceptable under subsection (3)(b) of this section, and maintain records for each nontaxable sale which must show the type of proof accepted, including any identification numbers where appropriate, and the expiration date, if any.

~~((b))~~ (c) In lieu of using the method provided in ~~((a))~~ (b) of this subsection to document an exempt sale to a nonresident, a seller may accept from the purchaser a properly completed uniform exemption certificate approved by the streamlined sales and use tax agreement governing board or any other exemption certificate as may be authorized by the department and properly completed by the purchaser. A nonresident purchaser who uses an exemption certificate authorized in this subsection ~~((4)(b))~~ (5)(c) must include the purchaser's driver's license number or other state-issued identification number and the state of issuance.

~~((e))~~ (d) In lieu of using the methods provided in ~~((a) and)~~ (b) and (c) of this subsection to document an exempt sale to a nonresident, a seller may capture the relevant data elements as allowed under the streamlined sales and use tax agreement.

~~((5))~~ (6)(a) Any person making fraudulent statements, which includes the offer of fraudulent identification or fraudulently procured identification to a vendor, in order to purchase goods without paying retail sales tax is guilty of perjury under chapter 9A.72 RCW.

(b) Any person making tax exempt purchases under this section by displaying proof of identification not his or her own, or counterfeit identification, with intent to violate the provisions of this section, is guilty of a misdemeanor and, in addition, is liable for the tax and subject to a penalty equal

to the greater of one hundred dollars or the tax due on such purchases.

~~((6))~~ (7)(a) Any vendor who makes sales without collecting the tax and who fails to maintain records of sales to nonresidents as provided in this section is personally liable for the amount of tax due.

(b) Any vendor who makes sales without collecting the retail sales tax under this section and who has actual knowledge that the purchaser's proof of identification establishing out-of-state residency is fraudulent is guilty of a misdemeanor and, in addition, is liable for the tax and subject to a penalty equal to the greater of one thousand dollars or the tax due on such sales. In addition, both the purchaser and the vendor are liable for any penalties and interest assessable under chapter 82.32 RCW.

~~((7))~~ (8) The exemption in this section does not apply to sales of marijuana, useable marijuana, or marijuana-infused products."

Representatives Orcutt, Vick, Klippert and Walsh spoke in favor of the adoption of the amendment.

Representative Macri spoke against the adoption of the amendment.

Division was demanded on the adoption of amendment (869) and the demand was sustained. The Speaker (Representative Orwall presiding) divided the House. The result was 42 - YEAS; 56 - NAYS.

Amendment (869) was not adopted.

Representative Vick moved the adoption of amendment (920):

On page 6, after line 16, insert the following:

"NEW SECTION. Sec. 102. A new section is added to chapter 82.08 RCW to read as follows:

(1) The border community mitigation account is created in the state treasury.

(2) Expenditures from the account may be used only for the support of border communities impacted by the imposition of the remittance program created in RCW 82.08.0273.

(a) Transfers pursuant to section 103 of this act must be used for grants to border community local taxing districts.

(b) Other moneys deposited into the account may be used for border community retail business compliance grants.

NEW SECTION. Sec. 103. A new section is added to chapter 82.08 RCW to read as follows:

(1) In order to mitigate the local sales tax revenue net losses as the result of the remittance program created in RCW 82.08.0273, the state treasurer must transfer, on January 1, 2020, and each January 1st thereafter, into the border county mitigation account from the general fund, the sum required to mitigate actual net losses as determined under this section.

(2) Beginning January 1, 2020, and continuing until the department determines annual losses have ceased, the department must determine the amount of local sales tax net loss each border community local taxing district experiences as a result of the change of the nonresident sales tax exemption into a remittance program each calendar quarter. The department must determine losses by analyzing and comparing data from tax return information and tax collections for each border community local taxing district before and after July 1, 2019. Beginning June 30, 2020, distributions must be made quarterly from the border community mitigation account by the state treasurer, as determined by the department, to each border community local taxing district receiving a grant in an amount representing its net losses for the previous calendar quarter. Distributions must be made on the last working day of the quarter.

(3) Beginning January 1, 2020, applications may be made quarterly to the border community mitigation account by border community taxing districts and border community businesses.

(a) A border community local taxing district may apply for a grant in an amount up to their net sales tax loss for the previous quarter as the result of the nonresident sales tax exemption remittance program. Applications must be submitted in the time and manner established by the department.

(b) The border community retail business compliance grant program is established and must be administered by the department.

(i) A border community retail business may apply for compliance cost reimbursement that results from the change of the nonresident sales tax exemption to a remittance. This includes costs associated with providing necessary documentation for a nonresident remittance application, remittance application assistance, and educational materials.

(ii) The department must develop criteria and application requirements for the border community retail business compliance grant program.

(4) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Border community local taxing district" means a local taxing district located in a county that shares a border with a state that does not impose a state retail sales and use tax.

(b) "Border community retail business" means a retail business open to the general public and located in a

county that shares a border with a state that does not impose a state sales tax.

NEW SECTION. Sec. 104. The sum of one million dollars, or as much thereof as may be necessary, is appropriated for the fiscal biennium ending June 30, 2021, from the general fund to the border community mitigation account created in section 102 of this act for the purposes of funding border community compliance grants."

Correct the title.

Representatives Vick, Kraft, Orcutt, Walsh, Hoff and Irwin spoke in favor of the adoption of the amendment.

Representatives Tarleton and Stonier spoke against the adoption of the amendment.

Amendment (920) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

There being no objection, House Rule 13 (C) was suspended allowing the House to work past 10:00 p.m.

Representatives Springer, Frame and Riccelli spoke in favor of the passage of the bill.

Representatives Orcutt, Caldier, Jenkin, Corry, Harris, Hoff, Vick, Volz and Walsh spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5997.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5997, and the bill passed the House by the following vote: Yeas, 55; Nays, 43; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Blake, Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Mead, Mosbrucker, Orcutt, Rude, Schmick, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5997, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5998, by Senate Committee on Ways & Means (originally sponsored by Nguyen, Lovelett, Hasegawa, Salomon and Hunt)

Establishing a graduated real estate excise tax.

The bill was read the second time.

With the consent of the House, amendments (911) and (908) were withdrawn.

Representative Orcutt moved the adoption of amendment (909):

On page 1, line 14, after "(c)" insert "and (d)"

On page 2, line 6, after "(c)" insert "For the sale of real property that is classified as affordable housing:

(i) If the selling price is equal to or less than five hundred thousand dollars, nine-tenths percent of the selling price; and

(ii) If the selling price is greater than five hundred thousand dollars, one and twenty-eight one-hundredths percent of the selling price.

(d)"

Correct any internal references accordingly.

Representatives Orcutt and Barkis spoke in favor of the adoption of the amendment.

Representative Walen spoke against the adoption of the amendment.

Amendment (909) was not adopted.

Representative Young moved the adoption of amendment (907):

On page 2, line 6, after "timberland" insert ", undeveloped land, water or mineral rights,"

On page 3, after line 39, insert the following:

"(e) "Undeveloped land" means any land unaltered from the natural state by the construction, creation, or addition of structures or impervious surfaces."

Representatives Young, Young (again) and Hoff spoke in favor of the adoption of the amendment.

Representative Springer spoke against the adoption of the amendment.

Amendment (907) was not adopted.

Representative Volz moved the adoption of amendment (910):

On page 12, after line 12, insert the following:

"**Sec. 8.** RCW 82.45.180 and 2013 c 251 s 11 are each amended to read as follows:

(1)(a) For taxes collected by the county under this chapter, the county treasurer ~~((shall))~~ must collect a five dollar fee on all transactions required by this chapter where the transaction does not require the payment of tax. A total of five dollars ~~((shall))~~ must be collected in the form of a tax and fee, where the calculated tax payment is less than five dollars. ~~((Through June 30, 2006, the county treasurer shall place one percent of the taxes collected by the county under this chapter and the treasurer's fee in the county current expense fund to defray costs of collection. After June 30, 2006, the county treasurer shall place one and three tenths percent of the taxes collected by the county under this chapter and the treasurer's fee in the county current expense fund to defray costs of collection. For taxes collected by the county under this chapter before July 1, 2006, the county treasurer shall pay over to the state treasurer and account to the department of revenue for the proceeds at the same time the county treasurer remits funds to the state under RCW 84.56.280. For))~~ From the taxes collected by the county under this chapter, the county treasurer must place an amount equal to 0.017 percent of the selling price for each taxable transaction under this chapter and the treasurer's fee in the county current expense fund to defray costs of collection. Taxes collected by the county under this chapter after June 30, 2006, on a monthly basis the county treasurer ((shall)) must pay over to the state treasurer the month's transmittal. The month's transmittal must be received by the state treasurer by 12:00 p.m. on the last working day of each month. The county treasurer ((shall)) must account to the department for the month's transmittal by the twentieth day of the month following the month in which the month's transmittal was paid over to the state treasurer. The state treasurer ((shall)) must deposit the proceeds in the general fund.

(b) ~~((For purposes of this subsection, the definitions in this subsection apply.))~~ The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(i) "Close of business" means the time when the county treasurer makes his or her daily deposit of proceeds.

(ii) "Month's transmittal" means all proceeds deposited by the county through the close of business of the day that is two working days before the last working day of the month. This definition of "month's transmittal" ~~((shall))~~ may not be construed as requiring any change in a county's practices regarding the timing of its daily deposits of proceeds.

(iii) "Proceeds" means moneys collected and received by the county from the taxes imposed by this

chapter, less the county's share of the proceeds used to defray the county's costs of collection allowable in (a) of this subsection.

(iv) "Working day" means a calendar day, except Saturdays, Sundays, and all legal holidays as provided in RCW 1.16.050.

(2) For taxes collected by the department of revenue under this chapter, the department ~~((shall))~~ must remit the tax to the state treasurer who ~~((shall))~~ must deposit the proceeds of any state tax in the general fund. The state treasurer ~~((shall))~~ must deposit the proceeds of any local taxes imposed under chapter 82.46 RCW in the local real estate excise tax account hereby created in the state treasury. Moneys in the local real estate excise tax account may be spent only for distribution to counties, cities, and towns imposing a tax under chapter 82.46 RCW. Except as provided in RCW 43.08.190, all earnings of investments of balances in the local real estate excise tax account ~~((shall))~~ must be credited to the local real estate excise tax account and distributed to the counties, cities, and towns monthly. Monthly the state treasurer ~~((shall))~~ must make distribution from the local real estate excise tax account to the counties, cities, and towns the amount of tax collected on behalf of each taxing authority. The state treasurer ~~((shall))~~ must make the distribution under this subsection without appropriation.

(3)(a) Through June 30, 2010, the county treasurer ~~((shall))~~ must collect an additional five dollar fee on all transactions required by this chapter, regardless of whether the transaction requires the payment of tax. The county treasurer ~~((shall))~~ must remit this fee to the state treasurer at the same time the county treasurer remits funds to the state under subsection (1) of this section. The state treasurer ~~((shall))~~ must place money from this fee in the general fund. By the twentieth day of the subsequent month, the state treasurer ~~((shall))~~ must distribute to each county treasurer according to the following formula: Three-quarters of the funds available ~~((shall))~~ must be equally distributed among the thirty-nine counties; and the balance ~~((shall))~~ must be ratably distributed among the counties in direct proportion to their population as it relates to the total state's population based on most recent statistics by the office of financial management.

(b) When received by the county treasurer, the funds ~~((shall))~~ must be placed in a special real estate excise tax electronic technology fund held by the county treasurer to be used exclusively for the development, implementation, and maintenance of an electronic processing and reporting system for real estate excise tax affidavits. Funds may be expended to make the system compatible with the automated real estate excise tax system developed by the department and compatible with the processes used in the offices of the county assessor and county auditor. Any funds held in the account that are not expended by the earlier of: July 1, 2015, or at such time that the county treasurer is utilizing an electronic processing and reporting system for real estate excise tax affidavits compatible with the department and compatible with the processes used in the offices of the county assessor and county auditor, revert to the special real estate and property tax administration assistance account in accordance with subsection (5)(c) of this section.

(4) Beginning July 1, 2010, through December 31, 2013, the county treasurer ~~((shall))~~ must continue to collect the additional five dollar fee in subsection (3) of this section on all transactions required by this chapter, regardless of whether the transaction requires the payment of tax. During this period, the county treasurer ~~((shall))~~ must remit this fee to the state treasurer at the same time the county treasurer remits funds to the state under subsection (1) of this section. The state treasurer ~~((shall))~~ must place money from this fee in the annual property revaluation grant account created in RCW 84.41.170.

(5)(a) The real estate and property tax administration assistance account is created in the custody of the state treasurer. An appropriation is not required for expenditures and the account is not subject to allotment procedures under chapter 43.88 RCW.

(b) Beginning January 1, 2014, the county treasurer must continue to collect the additional five dollar fee in subsection (3) of this section on all transactions required by this chapter, regardless of whether the transaction requires the payment of tax. The county treasurer ~~((shall))~~ must deposit one-half of this fee in the special real estate and property tax administration assistance account in accordance with (c) of this subsection and remit the balance to the state treasurer at the same time the county treasurer remits funds to the state under subsection (1) of this section. The state treasurer must place money from this fee in the real estate and property tax administration assistance account. By the twentieth day of the subsequent month, the state treasurer must distribute the funds to each county treasurer according to the following formula: One-half of the funds available must be equally distributed among the thirty-nine counties; and the balance must be ratably distributed among the counties in direct proportion to their population as it relates to the total state's population based on most recent statistics by the office of financial management.

(c) When received by the county treasurer, the funds must be placed in a special real estate and property tax administration assistance account held by the county treasurer to be used for:

(i) Maintenance and operation of an annual revaluation system for property tax valuation; and

(ii) Maintenance and operation of an electronic processing and reporting system for real estate excise tax affidavits."

Renumber the remaining sections consecutively, correct any internal references accordingly, and correct the title.

Representatives Volz and Orcutt spoke in favor of the adoption of the amendment.

Representative Springer spoke against the adoption of the amendment.

Amendment (910) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Frame spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

There being no objection, the House deferred action on ENGROSSED SUBSTITUTE SENATE BILL NO. 5998, and the bill held its place on the third reading calendar.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

There being no objection, the House resumed consideration of. ENGROSSED SUBSTITUTE SENATE BILL NO. 5825 on third reading and final passage.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5825, by Senate Committee on Transportation (originally sponsored by Hobbs and King)

Addressing the tolling of Interstate 405, state route number 167, and state route number 509.

Representatives Fey, Barkis, Wylie, Slatter and Chambers spoke in favor of the passage of the bill.

Representative Walsh spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5825.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5825, and the bill passed the House by the following vote: Yeas, 60; Nays, 38; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Callan, Chambers, Chapman, Chopp, Cody, Davis, Dent, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kirby, Klippert, Kloba, Lekanoff, Lovick, Macri, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Blake, Boehnke, Caldier, Chandler, Corry, DeBolt, Dufault, Dye, Eslick, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Kilduff, Kraft, Kretz, Leavitt, MacEwen, Maycumber, McCaslin, Mead, Mosbrucker, Orcutt, Paul, Schmick, Shea, Smith,

Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5825, having received the necessary constitutional majority, was declared passed.

There being no objection, the House resumed consideration of. ENGROSSED SUBSTITUTE SENATE BILL NO. 5998 on third reading and final passage.

THIRD READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 5998, by Senate Committee on Ways & Means (originally sponsored by Nguyen, Lovelett, Hasegawa, Salomon and Hunt)

Establishing a graduated real estate excise tax.

Representatives Vick and Schmick spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5998.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5998, and the bill passed the House by the following vote: Yeas, 56; Nays, 42; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kirby, Kloba, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, Leavitt, MacEwen, Maycumber, McCaslin, Mosbrucker, Orcutt, Rude, Schmick, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5998, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 5160, by Senate Committee on Ways & Means (originally

sponsored by **Dhingra, Wellman, Palumbo, Keiser, Rolfes, Das, Randall, Wilson, C., Fortunato, Hasegawa, King and Kuderer)**

Concerning property tax exemptions for service-connected disabled veterans and senior citizens.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Finance was not adopted. (For Committee amendment, see Journal, Day 74, March 28, 2019).

Amendment (887) to the committee amendment, was ruled out of order.

Representative Orcutt moved the adoption of amendment (888):

On page 6, line 3, strike "and" and insert "~~(and)~~"

On page 6, beginning on line 4, after "premiums for" strike all material through "act" on line 5 and insert "~~((medicare under Title XVIII of the social security act))~~ health care coverage, including dental coverage, vision coverage, copayments, and for medicare under Title XVIII of the social security act;

(d) Durable medical equipment, mobility enhancing equipment, prosthetic devices, and medically prescribed oxygen as defined in RCW 82.08.0283;

(e) Alterations made to the residence to accommodate or install medical equipment; and

(f) Long-term care insurance, as defined in RCW 48.84.020"

Representatives Orcutt, Boehnke and Schmick spoke in favor of the adoption of the amendment.

Representative Frame spoke against the adoption of the amendment.

Amendment (888) was not adopted.

With the consent of the House, amendment (497) was withdrawn.

Representative Tarleton moved the adoption of the striking amendment (826):

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 84.36.381 and 2018 c 46 s 2 are each amended to read as follows:

A person is exempt from any legal obligation to pay all or a portion of the amount of excess and regular real property taxes due and payable in the year following the year in which a claim is filed, and thereafter, in accordance with the following:

(1)(a) The property taxes must have been imposed upon a residence which was occupied by the person claiming the exemption as a principal place of residence as of the time of filing. However, any person who sells, transfers, or is displaced from his or her residence may transfer his or her exemption status to a replacement residence, but no claimant may receive an exemption on more than one residence in any year. Moreover, confinement of the person to a hospital, nursing home, assisted living facility, ~~((or))~~ adult family home, or home of a relative for the purpose of long-term care does not disqualify the claim of exemption if:

~~((a))~~ (i) The residence is temporarily unoccupied;

~~((b))~~ (ii) The residence is occupied by a spouse or a domestic partner and/or a person financially dependent on the claimant for support; or

~~((c))~~ (iii) The residence is rented for the purpose of paying nursing home, hospital, assisted living facility, or adult family home costs.

(b) For the purpose of this subsection (1), "relative" means any individual related to the claimant by blood, marriage, or adoption;

(2) The person claiming the exemption must have owned, at the time of filing, in fee, as a life estate, or by contract purchase, the residence on which the property taxes have been imposed or if the person claiming the exemption lives in a cooperative housing association, corporation, or partnership, such person must own a share therein representing the unit or portion of the structure in which he or she resides. For purposes of this subsection, a residence owned by a marital community or state registered domestic partnership or owned by cotenants is deemed to be owned by each spouse or each domestic partner or each cotenant, and any lease for life is deemed a life estate;

(3)(a) The person claiming the exemption must be:

(i) Sixty-one years of age or older on December 31st of the year in which the exemption claim is filed, or must have been, at the time of filing, retired from regular gainful employment by reason of disability; or

(ii) A veteran of the armed forces of the United States entitled to and receiving compensation from the United States department of veterans affairs at ~~((a total disability rating for a service-connected disability))~~;

(A) A combined service-connected evaluation rating of eighty percent or higher; or

(B) A total disability rating for a service-connected disability without regard to evaluation percent.

(b) However, any surviving spouse or surviving domestic partner of a person who was receiving an exemption at the time of the person's death will qualify if the surviving spouse or surviving domestic partner is fifty-seven years of age or older and otherwise meets the requirements of this section;

(4) The amount that the person is exempt from an obligation to pay is calculated on the basis of combined disposable income, as defined in RCW 84.36.383. If the

person claiming the exemption was retired for two months or more of the assessment year, the combined disposable income of such person must be calculated by multiplying the average monthly combined disposable income of such person during the months such person was retired by twelve. If the income of the person claiming exemption is reduced for two or more months of the assessment year by reason of the death of the person's spouse or the person's domestic partner, or when other substantial changes occur in disposable income that are likely to continue for an indefinite period of time, the combined disposable income of such person must be calculated by multiplying the average monthly combined disposable income of such person after such occurrences by twelve. If it is necessary to estimate income to comply with this subsection, the assessor may require confirming documentation of such income prior to May 31 of the year following application;

(5)(a) A person who otherwise qualifies under this section and has a combined disposable income (~~(of forty thousand dollars or less)~~) equal or less than income threshold 3 is exempt from all excess property taxes, the additional state property tax imposed under RCW 84.52.065(2), and the portion of the regular property taxes authorized pursuant to RCW 84.55.050 and approved by the voters, if the legislative authority of the county or city imposing the additional regular property taxes identified this exemption in the ordinance placing the RCW 84.55.050 measure on the ballot; and

(b)(i) A person who otherwise qualifies under this section and has a combined disposable income (~~(of thirty-five thousand dollars or less but greater than thirty thousand dollars)~~) equal to or less than income threshold 2 but greater than income threshold 1 is exempt from all regular property taxes on the greater of fifty thousand dollars or thirty-five percent of the valuation of his or her residence, but not to exceed seventy thousand dollars of the valuation of his or her residence; or

(ii) A person who otherwise qualifies under this section and has a combined disposable income (~~(of thirty thousand dollars or less)~~) equal to or less than income threshold 1 is exempt from all regular property taxes on the greater of sixty thousand dollars or sixty percent of the valuation of his or her residence;

(6)(a) For a person who otherwise qualifies under this section and has a combined disposable income (~~(of forty thousand dollars or less)~~) equal or less than income threshold 3, the valuation of the residence is the assessed value of the residence on the later of January 1, 1995, or January 1st of the assessment year the person first qualifies under this section. If the person subsequently fails to qualify under this section only for one year because of high income, this same valuation must be used upon requalification. If the person fails to qualify for more than one year in succession because of high income or fails to qualify for any other reason, the valuation upon requalification is the assessed value on January 1st of the assessment year in which the person requalifies. If the person transfers the exemption under this section to a different residence, the valuation of the different residence is the assessed value of the different residence on

January 1st of the assessment year in which the person transfers the exemption.

(b) In no event may the valuation under this subsection be greater than the true and fair value of the residence on January 1st of the assessment year.

(c) This subsection does not apply to subsequent improvements to the property in the year in which the improvements are made. Subsequent improvements to the property must be added to the value otherwise determined under this subsection at their true and fair value in the year in which they are made.

Sec. 2. RCW 84.36.383 and 2012 c 10 s 74 are each amended to read as follows:

As used in RCW 84.36.381 through 84.36.389, (~~except where the context clearly indicates a different meaning~~) unless the context clearly requires otherwise:

(1) The term "residence" means a single-family dwelling unit whether such unit be separate or part of a multiunit dwelling, including the land on which such dwelling stands not to exceed one acre, except that a residence includes any additional property up to a total of five acres that comprises the residential parcel if this larger parcel size is required under land use regulations. The term also includes a share ownership in a cooperative housing association, corporation, or partnership if the person claiming exemption can establish that his or her share represents the specific unit or portion of such structure in which he or she resides. The term also includes a single-family dwelling situated upon lands the fee of which is vested in the United States or any instrumentality thereof including an Indian tribe or in the state of Washington, and notwithstanding the provisions of RCW 84.04.080 and 84.04.090, such a residence is deemed real property.

(2) The term "real property" also includes a mobile home which has substantially lost its identity as a mobile unit by virtue of its being fixed in location upon land owned or leased by the owner of the mobile home and placed on a foundation (posts or blocks) with fixed pipe, connections with sewer, water, or other utilities. A mobile home located on land leased by the owner of the mobile home is subject, for tax billing, payment, and collection purposes, only to the personal property provisions of chapter 84.56 RCW and RCW 84.60.040.

(3) "Department" means the state department of revenue.

(4) "Combined disposable income" means the disposable income of the person claiming the exemption, plus the disposable income of his or her spouse or domestic partner, and the disposable income of each cotenant occupying the residence for the assessment year, less amounts paid by the person claiming the exemption or his or her spouse or domestic partner during the assessment year for:

(a) Drugs supplied by prescription of a medical practitioner authorized by the laws of this state or another jurisdiction to issue prescriptions;

(b) The treatment or care of either person received in the home or in a nursing home, assisted living facility, or adult family home; and

(c) Health care insurance premiums for medicare under Title XVIII of the social security act.

(5) "Disposable income" means adjusted gross income as defined in the federal internal revenue code, as amended prior to January 1, 1989, or such subsequent date as the director may provide by rule consistent with the purpose of this section, plus all of the following items to the extent they are not included in or have been deducted from adjusted gross income:

(a) Capital gains, other than gain excluded from income under section 121 of the federal internal revenue code to the extent it is reinvested in a new principal residence;

(b) Amounts deducted for loss;

(c) Amounts deducted for depreciation;

(d) Pension and annuity receipts;

(e) Military pay and benefits other than attendant-care and medical-aid payments;

(f) Veterans benefits, other than:

(i) Attendant-care payments;

(ii) Medical-aid payments;

(iii) Disability compensation, as defined in Title 38, part 3, section 3.4 of the code of federal regulations, as of January 1, 2008; and

(iv) Dependency and indemnity compensation, as defined in Title 38, part 3, section 3.5 of the code of federal regulations, as of January 1, 2008;

(g) Federal social security act and railroad retirement benefits;

(h) Dividend receipts; and

(i) Interest received on state and municipal bonds.

(6) "Cotenant" means a person who resides with the person claiming the exemption and who has an ownership interest in the residence.

(7) "Disability" has the same meaning as provided in 42 U.S.C. Sec. 423(d)(1)(A) as amended prior to January 1, 2005, or such subsequent date as the department may provide by rule consistent with the purpose of this section.

(8) "County median household income" means the median household income estimates for the state of Washington by county of the legal address of the principal place of residence, as published by the office of financial management.

(9) "Income threshold 1" means:

(a) For taxes levied for collection in calendar years prior to 2020, a combined disposable income equal to thirty thousand dollars; and

(b) For taxes levied for collection in calendar year 2020 and thereafter, a combined disposable income equal to the greater of "income threshold 1" for the previous year or forty-five percent of the county median household income, adjusted every five years beginning August 1, 2019, as provided in RCW 84.36.385(8).

(10) "Income threshold 2" means:

(a) For taxes levied for collection in calendar years prior to 2020, a combined disposable income equal to thirty-five thousand dollars; and

(b) For taxes levied for collection in calendar year 2020 and thereafter, a combined disposable income equal to the greater of "income threshold 2" for the previous year or fifty-five percent of the county median household income, adjusted every five years beginning August 1, 2019, as provided in RCW 84.36.385(8).

(11) "Income threshold 3" means:

(a) For taxes levied for collection in calendar years prior to 2020, a combined disposable income equal to forty thousand dollars; and

(b) For taxes levied for collection in calendar year 2020 and thereafter, a combined disposable income equal to the greater of "income threshold 3" for the previous year or sixty-five percent of the county median household income, adjusted every five years beginning August 1, 2019, as provided in RCW 84.36.385(8).

(12) "Principal place of residence" means a residence occupied for more than nine months each calendar year by a person claiming an exemption under RCW 84.36.381.

Sec. 3. RCW 84.36.385 and 2011 c 174 s 106 are each amended to read as follows:

(1) A claim for exemption under RCW 84.36.381 as now or hereafter amended, may be made and filed at any time during the year for exemption from taxes payable the following year and thereafter and solely upon forms as prescribed and furnished by the department of revenue. However, an exemption from tax under RCW 84.36.381 continues for no more than six years unless a renewal application is filed as provided in subsection (3) of this section.

(2) A person granted an exemption under RCW 84.36.381 must inform the county assessor of any change in status affecting the person's entitlement to the exemption on forms prescribed and furnished by the department of revenue.

(3) Each person exempt from taxes under RCW 84.36.381 in 1993 and thereafter(7) must file with the county assessor a renewal application not later than December 31 of the year the assessor notifies such person of the requirement to file the renewal application. Renewal applications must be on forms prescribed and furnished by the department of revenue.

(4) At least once every six years, the county assessor must notify those persons receiving an exemption from taxes under RCW 84.36.381 of the requirement to file a renewal application. The county assessor may also require a renewal application following an amendment of the income requirements set forth in RCW 84.36.381.

(5) If the assessor finds that the applicant does not meet the qualifications as set forth in RCW 84.36.381, as now or hereafter amended, the claim or exemption must be denied but such denial is subject to appeal under the provisions of RCW 84.48.010 and in accordance with the provisions of RCW 84.40.038. If the applicant had received exemption in prior years based on erroneous information, the taxes must be collected subject to penalties as provided in RCW 84.40.130 for a period of not to exceed five years.

(6) The department and each local assessor is hereby directed to publicize the qualifications and manner of making claims under RCW 84.36.381 through 84.36.389, through communications media, including such paid advertisements or notices as it deems appropriate. Notice of the qualifications, method of making applications, the penalties for not reporting a change in status, and availability of further information must be included on or with property tax statements and revaluation notices for all residential property including mobile homes, except rental properties.

(7) The department must authorize an option for electronic filing of applications and renewal applications for the exemption under RCW 84.36.381.

(8) Beginning August 1, 2019, and by March 1st every fifth year thereafter, the department must publish updated income thresholds. The adjusted thresholds must be rounded to the nearest one dollar. If the income threshold adjustment is negative, the income threshold for the prior year continues to apply. The department must adjust income thresholds for each county to reflect the most recent year available of estimated county median household incomes, including preliminary estimates or projections, as published by the office of financial management. For the purposes of this subsection, "county median household income" has the same meaning as provided in RCW 84.36.383.

(9) Beginning with the adjustment made by March 1, 2024, as provided in subsection (8) of this section, and every second adjustment thereafter, if an income threshold in a county is not adjusted based on percentage of county median income, then the income threshold must be adjusted based on the growth of the consumer price index for all urban consumers (CPI-U) for the prior twelve month period as published by the United States bureau of labor statistics. In no case may the adjustment be greater than one percent. The adjusted thresholds must be rounded to the nearest one dollar. If the income threshold adjustment is negative, the income threshold for the prior year continues to apply.

Sec. 4. RCW 84.38.020 and 2006 c 62 s 2 are each amended to read as follows:

((Unless a different meaning is plainly required by the context, the following words and phrases as hereinafter used in this chapter shall have the following meanings:)) The

definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1)(a) "Claimant" means a person who either elects or is required under RCW 84.64.050 to defer payment of the special assessments and/or real property taxes accrued on the claimant's residence by filing a declaration to defer as provided by this chapter.

(b) When two or more individuals of a household file or seek to file a declaration to defer, they may determine between them as to who the claimant ~~((shall be))~~ is.

(2) (~~"Department" means the state department of revenue.~~) "Devisee" has the same meaning as provided in RCW 21.35.005.

(3) "Equity value" means the amount by which the fair market value of a residence as determined from the records of the county assessor exceeds the total amount of any liens or other obligations against the property.

(4) "Heir" has the same meaning as provided in RCW 21.35.005.

(5) "Income threshold" means: (a) For taxes levied for collection in calendar years prior to 2020, a combined disposable income equal to forty-five thousand dollars; and (b) for taxes levied for collection in calendar year 2020 and thereafter, a combined disposable income equal to the greater of the income threshold for the previous year, or seventy-five percent of the county median household income, adjusted every five years beginning August 1, 2019, as provided in RCW 84.36.385(8). Beginning with the adjustment made by March 1, 2024, as provided in RCW 84.36.385(8), and every second adjustment thereafter, if the income threshold in a county is not adjusted based on percentage of county median income as provided in this subsection, then the income threshold must be adjusted based on the growth of the consumer price index for all urban consumers (CPI-U) for the prior twelve-month period as published by the United States bureau of labor statistics. In no case may the adjustment be greater than one percent. The adjusted threshold must be rounded to the nearest one dollar. If the income threshold adjustment is negative, the income threshold for the prior year continues to apply.

(6) "Local government" means any city, town, county, water-sewer district, public utility district, port district, irrigation district, flood control district, or any other municipal corporation, quasi-municipal corporation, or other political subdivision authorized to levy special assessments.

~~((5))~~ (7) "Real property taxes" means ad valorem property taxes levied on a residence in this state in the preceding calendar year.

~~((6))~~ (8) "Residence" has the meaning given in RCW 84.36.383.

~~((7))~~ (9) "Special assessment" means the charge or obligation imposed by a local government upon property specially benefited.

Sec. 5. RCW 84.38.030 and 2015 3rd sp.s. c 30 s 3 and 2015 c 86 s 313 are each reenacted and amended to read as follows:

A claimant may defer payment of special assessments and/or real property taxes on up to eighty percent of the amount of the claimant's equity value in the claimant's residence if the following conditions are met:

(1) The claimant must meet all requirements for an exemption for the residence under RCW 84.36.381, other than the age and income limits under RCW 84.36.381.

(2) The claimant must be sixty years of age or older on December 31st of the year in which the deferral claim is filed, or must have been, at the time of filing, retired from regular gainful employment by reason of disability as defined in RCW 84.36.383. However, any surviving spouse ~~((or))~~₂ surviving domestic partner, heir, or devisee of a person who was receiving a deferral at the time of the person's death qualifies if the surviving spouse ~~((or))~~₂ surviving domestic partner, heir, or devisee is fifty-seven years of age or older and otherwise meets the requirements of this section.

(3) The claimant must have a combined disposable income, as defined in RCW 84.36.383, ~~((of forty five thousand dollars or less))~~ equal to or less than the income threshold.

(4) The claimant must have owned, at the time of filing, the residence on which the special assessment and/or real property taxes have been imposed. For purposes of this subsection, a residence owned by a marital community, owned by domestic partners, or owned by cotenants is deemed to be owned by each spouse, each domestic partner, or each cotenant. A claimant who has only a share ownership in cooperative housing, a life estate, a lease for life, or a revocable trust does not satisfy the ownership requirement.

(5) The claimant must have and keep in force fire and casualty insurance in sufficient amount to protect the interest of the state in the claimant's equity value. However, if the claimant fails to keep fire and casualty insurance in force to the extent of the state's interest in the claimant's equity value, the amount deferred may not exceed one hundred percent of the claimant's equity value in the land or lot only.

(6) In the case of special assessment deferral, the claimant must have opted for payment of such special assessments on the installment method if such method was available.

Sec. 6. RCW 84.38.070 and 2008 c 6 s 703 are each amended to read as follows:

If the claimant declaring his or her intention to defer special assessments or real property tax obligations under this chapter ceases to reside permanently on the property for which the declaration to defer is made between the date of filing the declaration and December 15th of that year, the deferral otherwise allowable under this chapter ~~((shall))~~ is not ~~((be))~~ allowed on such tax roll. However, this section ~~((shall))~~ does not apply where the claimant dies, leaving a

spouse ~~((or))~~₂ domestic partner, heir, or devisee surviving, who is also eligible for deferral of special assessment and/or property taxes.

Sec. 7. RCW 84.38.130 and 2008 c 6 s 704 are each amended to read as follows:

Special assessments and/or real property tax obligations deferred under this chapter ~~((shall))~~ become payable together with interest as provided in RCW 84.38.100:

(1) Upon the sale of property which has a deferred special assessment and/or real property tax lien upon it.

(2) Upon the death of the claimant with an outstanding deferred special assessment and/or real property tax lien except a surviving spouse ~~((or))~~₂ surviving domestic partner, heir, or devisee who is qualified under this chapter may elect to incur the special assessment and/or real property tax lien, which ~~((shall))~~ is then ~~((be))~~ payable by that spouse ~~((or that))~~₂ domestic partner, heir, or devisee as provided in this section.

(3) Upon the condemnation of property with a deferred special assessment and/or real property tax lien upon it by a public or private body exercising eminent domain power, except as otherwise provided in RCW 84.60.070.

(4) At such time as the claimant ceases to reside permanently in the residence upon which the deferral has been granted.

(5) Upon the failure of any condition set forth in RCW 84.38.030.

Sec. 8. RCW 84.38.150 and 2008 c 6 s 705 are each amended to read as follows:

(1) A surviving spouse ~~((or))~~₂ surviving domestic partner, heir, or devisee of the claimant may elect to continue the property in its deferred tax status if the property is the residence of the spouse ~~((or))~~₂ domestic partner, heir, or devisee of the claimant and the spouse ~~((or))~~₂ domestic partner, heir, or devisee meets the requirements of this chapter.

(2) The election under this section to continue the property in its deferred status by the spouse ~~((or))~~₂ the domestic partner, heir, or devisee of the claimant ~~((shall))~~ must be filed in the same manner as an original claim for deferral is filed under this chapter ~~((, not later than ninety days from the date of the claimant's death))~~. Thereupon, the property with respect to which the deferral of special assessments and/or real property taxes is claimed ~~((shall))~~ must continue to be treated as deferred property. When the property has been continued in its deferred status by the filing of the spouse ~~((or))~~₂ the domestic partner, heir, or devisee of the claimant of an election under this section, the spouse ~~((or))~~₂ the domestic partner, heir, or devisee of the claimant may continue the property in its deferred status in subsequent years by filing a claim under this chapter so long

as the spouse (~~or the~~), domestic partner, heir, or devisee meets the qualifications set out in this section.

THIRD READING

MESSAGE FROM THE SENATE

April 25, 2019

NEW SECTION. Sec. 9. This act applies for taxes levied for collection in 2020 and thereafter.

Mr. Speaker:

The Senate insists on its position on SUBSTITUTE SENATE BILL NO. 5025 and asks the House to recede from the House amendments.

NEW SECTION. Sec. 10. The provisions of RCW 82.32.805 and 82.32.808 do not apply to this act."

and the same is herewith transmitted.

Correct the title.

Brad Hendrickson, Secretary

Representatives Tarleton, Orcutt and Wylie spoke in favor of the adoption of the striking amendment.

HOUSE AMENDMENT TO SENATE BILL

The striking amendment (826) was adopted.

There being no objection, the House receded from its amendment to SUBSTITUTE SENATE BILL NO. 5025.

Amendment (886) was ruled out of order.

Representatives Leavitt and Orcutt spoke in favor of the passage of the bill.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Reeves, Orcutt, Kraft, Paul and Lekanoff spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5025.

ROLL CALL

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5160, as amended by the House.

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5025, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5160, as amended by the House, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

SUBSTITUTE SENATE BILL NO. 5025, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5160, as amended by the House, having received the necessary constitutional majority, was declared passed.

With the consent of the House, SUBSTITUTE SENATE BILL NO. 5025 was immediately transmitted to the Senate.

There being no objection, the House advanced to the seventh order of business.

The Speaker (Representative Orwall presiding) called upon Representative Bergquist to preside.

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1107
 SUBSTITUTE HOUSE BILL NO. 1195
 ENGROSSED SECOND SUBSTITUTE HOUSE
 BILL NO. 1224
 HOUSE BILL NO. 1301
 SUBSTITUTE HOUSE BILL NO. 1652
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1667
 ENGROSSED HOUSE BILL NO. 1789
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 5258
 SENATE BILL NO. 5360
 SUBSTITUTE SENATE BILL NO. 5380
 SECOND SUBSTITUTE SENATE BILL NO. 5602
 SECOND SUBSTITUTE SENATE BILL NO. 5604
 SENATE BILL NO. 5605
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 5741
 SUBSTITUTE SENATE BILL NO. 5748
 SECOND SUBSTITUTE SENATE BILL NO. 5800
 SUBSTITUTE SENATE BILL NO. 5815
 SENATE BILL NO. 5817
 SECOND SUBSTITUTE SENATE BILL NO. 5846
 SUBSTITUTE SENATE BILL NO. 5861

The Speaker called upon Representative Lovick to
 preside.

There being no objection, the House reverted to the sixth
 order of business.

SECOND READING

**SENATE BILL NO. 5596, by Senators Holy and
 Billig**

**Extending the expiration date on the health sciences
 and services authority sales and use tax authorization.**

The bill was read the second time.

There being no objection, the rules were suspended, the
 second reading considered the third and the bill was placed
 on final passage.

Representatives Volz and Riccelli spoke in favor of the
 passage of the bill.

The Speaker (Representative Lovick presiding) stated
 the question before the House to be the final passage of
 Senate Bill No. 5596.

ROLL CALL

The Clerk called the roll on the final passage of Senate
 Bill No. 5596, and the bill passed the House by the following
 vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis,
 Bergquist, Blake, Boehnke, Caldier, Callan, Chambers,

Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt,
 Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey,
 Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham,
 Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin,
 Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft,
 Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri,
 Maycumber, McCaslin, Mead, Morgan, Morris,
 Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul,
 Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves,
 Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells,
 Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford,
 Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton,
 Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen,
 Walsh, Wilcox, Wylie, Ybarra and Young.

SENATE BILL NO. 5596, having received the
 necessary constitutional majority, was declared passed.

SECOND READING

**ENGROSSED SUBSTITUTE SENATE BILL NO.
 5993, by Senate Committee on Ways & Means (originally
 sponsored by Frockt, Billig, Liias and Hunt)**

**Reforming the financial structure of the model toxics
 control program.**

The bill was read the second time.

MOTION

Representative Stokesbary moved that the House adopt
 the committee striking amendment by the Committee on
 Finance. (For Committee amendment, see Journal, Day 104,
 April 27, 2019).

Representatives Stokesbary and Orcutt spoke in favor of
 the adoption of the committee striking amendment.

Representative Tharinger spoke against the adoption of
 the committee striking amendment.

An electronic roll call was requested.

ROLL CALL

The Clerk called the roll on the adoption of the
 committee striking amendment by the Committee on
 Finance, and the committee striking amendment was not
 adopted by the following vote: Yeas: 47 Nays: 51 Absent: 0
 Excused: 0

Voting yea: Representatives Barkis, Blake, Boehnke,
 Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault,
 Dye, Eslick, Gildon, Goehner, Graham, Harris, Hoff, Irwin,
 Jenkin, Kirby, Klippert, Kraft, Kretz, Leavitt, MacEwen,
 Maycumber, McCaslin, Mead, Morris, Mosbrucker, Orcutt,
 Paul, Rude, Schmick, Shea, Shewmake, Smith, Steele,
 Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh,
 Wilcox, Ybarra, and Young

Voting nay: Representatives Appleton, Bergquist,
 Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan,
 Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson,

Griffey, Hansen, Hudgins, Jinkins, Kilduff, Kloba, Lekanoff, Lovick, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen, and Wylie

The committee striking amendment by the Committee on Finance was not adopted.

With the consent of the House, amendments (905), (896) and (898) were withdrawn.

Amendment (913) was ruled out of order.

With the consent of the House, amendments (899), (915), (891), (892), (916), (894), (895), (900), (901), (902), (904), (890) and (903) were withdrawn.

Representative Vick moved the adoption of amendment (906):

On page 2, after line 26, insert the following:

"Sec. 102. RCW 82.21.020 and 2002 c 105 s 1 are each amended to read as follows:

~~((Unless the context clearly requires otherwise,))~~
The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Hazardous substance" means:

(a) Any substance that, on March 1, 2002, is a hazardous substance under section 101(14) of the federal comprehensive environmental response, compensation, and liability act of 1980, 42 U.S.C. Sec. 9601(14), as amended by Public Law 99-499 on October 17, 1986, except that hazardous substance does not include the following noncompound metals when in solid form in a particle larger than one hundred micrometers (0.004 inches) in diameter: Antimony, arsenic, beryllium, cadmium, chromium, copper, lead, nickel, selenium, silver, thallium, or zinc;

(b) Petroleum products;

(c) Any pesticide product required to be registered under section 136a of the federal insecticide, fungicide and rodenticide act, 7 U.S.C. Sec. 136 et seq., as amended by Public Law 104-170 on August 3, 1996; and

(d) Any other substance, category of substance, and any product or category of product determined by the director of ecology by rule to present a threat to human health or the environment if released into the environment. The director of ecology ~~((shall))~~ may not add or delete substances from this definition more often than twice during each calendar year. For tax purposes, changes in this definition ~~((shall))~~ take effect on the first day of the next month that is at least thirty days after the effective date of the rule. The word "product" or "products" as used in this paragraph (d) means an item or items containing both: (i) One or more substances that are hazardous substances under

(a), (b), or (c) of this subsection or that are substances or categories of substances determined under this paragraph (d) to present a threat to human health or the environment if released into the environment; and (ii) one or more substances that are not hazardous substances.

(2) "Petroleum product" means plant condensate, lubricating oil, gasoline, ~~((aviation fuel,))~~ kerosene, diesel motor fuel, benzol, fuel oil, residual oil, liquefied or liquefiable gases such as butane, ethane, and propane, and every other product derived from the refining of crude oil, but the term does not include crude oil or aviation fuel.

(3) "Possession" means the control of a hazardous substance located within this state and includes both actual and constructive possession. "Actual possession" occurs when the person with control has physical possession. "Constructive possession" occurs when the person with control does not have physical possession. "Control" means the power to sell or use a hazardous substance or to authorize the sale or use by another.

(4) "Previously taxed hazardous substance" means a hazardous substance in respect to which a tax has been paid under this chapter and which has not been remanufactured or reprocessed in any manner (other than mere repackaging or recycling for beneficial reuse) since the tax was paid.

(5) "Wholesale value" means fair market wholesale value, determined as nearly as possible according to the wholesale selling price at the place of use of similar substances of like quality and character, in accordance with rules of the department.

(6) Except for terms defined in this section, the definitions in chapters 82.04, 82.08, and 82.12 RCW apply to this chapter.

Sec. 103. RCW 82.21.040 and 2015 3rd sp.s. c 6 s 1902 are each amended to read as follows:

The following are exempt from the tax imposed in this chapter:

(1) Any successive possession of a previously taxed hazardous substance. If tax due under this chapter has not been paid with respect to a hazardous substance, the department may collect the tax from any person who has had possession of the hazardous substance. If the tax is paid by any person other than the first person having taxable possession of a hazardous substance, the amount of tax paid ~~((shall))~~ constitutes a debt owed by the first person having taxable possession to the person who paid the tax~~((-))~~;

(2) Any possession of a hazardous substance by a natural person under circumstances where the substance is used, or is to be used, for a personal or domestic purpose (and not for any business purpose) by that person or a relative of, or person residing in the same dwelling as, that person~~((-))~~;

(3) Any possession of a hazardous substance amount which is determined as minimal by the department of ecology and which is possessed by a retailer for the purpose

of making sales to ultimate consumers. This exemption does not apply to pesticide or petroleum products((-);

(4) Any possession of alumina or natural gas((-);

(5)(a) Any possession of a hazardous substance as defined in RCW 82.21.020(1)(c) that is solely for use by a farmer or certified applicator as an agricultural crop protection product and warehoused in this state or transported to or from this state, provided that the person possessing the substance does not otherwise use, manufacture, package for sale, or sell the substance in this state.

(b) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(i) "Agricultural crop protection product" means a chemical regulated under the federal insecticide, fungicide, and rodenticide act, 7 U.S.C. Sec. 136 as amended as of September 1, 2015, when used to prevent, destroy, repel, mitigate, or control predators, diseases, weeds, or other pests.

(ii) "Certified applicator" has the same meaning as provided in RCW 17.21.020.

(iii) "Farmer" has the same meaning as in RCW 82.04.213.

(iv) "Manufacturing" includes mixing or combining agricultural crop protection products with other chemicals or other agricultural crop protection products.

(v) "Package for sale" includes transferring agricultural crop protection products from one container to another, including the transfer of fumigants and other liquid or gaseous chemicals from one tank to another.

(vi) "Use" has the same meaning as in RCW 82.12.010((-);

(6) Any possession of aviation fuel; and

(7) Persons or activities ((which)) that the state is prohibited from taxing under the United States Constitution."

Correct the title.

Representative Vick spoke in favor of the adoption of the amendment.

Representative Fitzgibbon spoke against the adoption of the amendment.

An electronic roll call was requested.

ROLL CALL

The Clerk called the roll on the adoption of amendment (906) and the amendment was not adopted by the following vote: Yeas, 44; Nays, 54; Absent, 0; Excused, 0.

Voting yea: Representatives Barkis, Blake, Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris,

Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Morris, Mosbrucker, Orcutt, Orwall, Rude, Schmick, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

Voting nay: Representatives Appleton, Bergquist, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jenkins, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Ormsby, Ortiz-Self, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie. .

Amendment (906) was not adopted.

Representative Van Werven moved the adoption of amendment (897):

On page 2, line 36, after "(b)" strike "Beginning" and insert "Except as provided in (e) of this subsection (1), beginning"

On page 3, after line 27, insert the following:

"(e) If annual employment in the petroleum refining industry in Washington state declines by more than five percent from calendar year 2019 annual employment in the petroleum refining industry in Washington state, based on employment data for the prior calendar year, then beginning July 1st of the current calendar year, the rate of tax on petroleum products is seventy cents per barrel. Annual employment must be determined using employment data provided by the employment security department to the department of revenue."

Representatives Van Werven, Orcutt, Walsh and Maycumber spoke in favor of the adoption of the amendment.

Representative Peterson spoke against the adoption of the amendment.

Amendment (897) was not adopted.

With the consent of the House, amendment (893) was withdrawn.

Representative Dent moved the adoption of amendment (919):

On page 10, after line 7, insert the following:

"**Sec. 401.** RCW 82.42.090 and 2017 3rd sp.s. c 25 s 42 are each amended to read as follows:

(1) All moneys collected by the director from the aircraft fuel excise tax as provided in RCW 82.42.020 ((shall)) must be transmitted to the state treasurer and

((shall)) must be credited to the aeronautics account hereby created in the state treasury.

(2) Moneys collected from the consumer or user of aircraft fuel from either the use tax imposed by RCW 82.12.020 or the retail sales tax imposed by RCW 82.08.020 ((shall)) must be transmitted to the state treasurer and distributed as follows:

(a) An amount equivalent to imposing a one percent tax must be credited to the aeronautics account; and

(b) An amount equivalent to imposing a five and five-tenths percent tax must be credited to the state general fund.

PART V"

Renumber the remaining sections consecutively, correct any internal references accordingly, and correct the title.

Representative Dent spoke in favor of the adoption of the amendment.

Representative Fitzgibbon spoke against the adoption of the amendment.

Amendment (919) was not adopted.

Representative Dent moved the adoption of amendment (889):

On page 30, after line 27, insert the following:

"NEW SECTION. Sec. 415. The automatic expiration date provisions of RCW 82.32.805(1)(a) do not apply to section 1902, chapter 6, Laws of 2015 3rd sp. sess."

Renumber the remaining sections consecutively and correct any internal references accordingly.

FISCAL IMPACT: Unknown.

Representatives Dent, Maycumber and Schmick spoke in favor of the adoption of the amendment.

Representative Fitzgibbon spoke against the adoption of the amendment.

Amendment (889) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fitzgibbon, Doglio and Lekanoff spoke in favor of the passage of the bill.

Representatives Orcutt, Van Werven, Klippert, Vick, Walsh, Kraft and Dufault spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5993.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5993 and the bill passed the House by the following vote: Yeas, 50; Nays, 48; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kirby, Kloba, Lekanoff, Lovick, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Blake, Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, Leavitt, MacEwen, Maycumber, McCaslin, Mead, Morris, Mosbrucker, Orcutt, Paul, Reeves, Rude, Schmick, Shea, Shewmake, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5993, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5362, by Senate Committee on Transportation (originally sponsored by Wilson, L., Hobbs, King and Rivers)

Addressing the creation of a deferred prosecution program for nonpayment of license fees and taxes for vehicle, vessel, and aircraft registrations. Revised for 1st Substitute: Creating a deferred finding program for nonpayment of license fees and taxes for vehicle, vessel, and aircraft registrations.

The bill was read the second time.

Representative Pellicciotti moved the adoption of the striking amendment (923):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature finds that counties that border other states and Canada experience a significant problem of residents of Washington state who evade taxes and fees by failing to register their vehicles, aircraft, and vessels in Washington state. According to a 2007 Washington State University study, the department of revenue lost eighty million dollars over the previous five years to persons avoiding taxes and fees in this manner. It was also estimated in the study that twenty thousand vehicles

were illegally registered in Oregon to residents of Clark county, Washington. The problem has undoubtedly grown worse in the decade since the study was completed resulting in hundreds of millions of dollars in lost revenue to state and local coffers as these new residents fail to pay their fair share for public services. Moreover, a public safety risk is created when inaccurate information is provided to law enforcement or insurance companies in the event of an accident or infraction.

(2) Current statutes contain monetarily significant penalties that are appropriate given the scope of the harm. It is the intent of the legislature that law enforcement and prosecutors proceed against violators to the fullest extent of the law. In order to give them more tools and ensure compliance with the law, it is the intent of the legislature to set up a deferral program consistent with other programs in the state that allows defendants to obtain dismissal of charges if they take certain remedial steps. It is the intent of the legislature that the punishment for those who do not comply with the deferral program remain subject to current penalties.

NEW SECTION. Sec. 2. (1) Any county may set up a deferral program for persons who receive a citation for failing to register a vehicle, aircraft, or vessel under RCW 46.16A.030, 47.68.255, or 88.02.400. Under the deferral program:

(a) If the person has received a criminal citation for failure to register a vehicle under RCW 46.16A.030, an aircraft under RCW 47.68.255, or a vessel under RCW 88.02.400, the defendant may petition the court for a deferred prosecution conditioned upon the defendant completing the criteria in (b) of this subsection within ninety days of the court granting the deferral.

(b) To be eligible for a deferred prosecution under (a) of this subsection, the court shall dismiss the charge if the court receives satisfactory proof within ninety days that the person:

- (i) Has paid a five hundred dollar fine;
- (ii) Has a valid Washington state driver's license; and
- (iii) Has registered the vehicle, aircraft, or vessel that was the subject of the citation.

(c) Before entering an order deferring prosecution, the court shall make specific findings that: (i) The petitioner has stipulated to the admissibility and sufficiency of the facts as contained in the written police report; (ii) the petitioner has acknowledged the admissibility of the stipulated facts in any criminal hearing on the underlying offense or offenses held subsequent to revocation of the order granting deferred prosecution; (iii) the petitioner has acknowledged and waived the right to testify, the right to a speedy trial, the right to call witnesses to testify, the right to present evidence in his or her defense, and the right to a jury trial; and (iv) the petitioner's statements were made knowingly and voluntarily. Such findings shall be included in the order granting deferred prosecution.

(d) If the defendant successfully completes the conditions required under the deferred prosecution, the court shall dismiss the charges pending against the defendant.

(e) If the court finds that the defendant has not successfully completed the conditions required under the deferred prosecution, the court shall remove the defendant from deferred prosecution and enter a judgment.

(2) The deferral program described in this section does not apply to persons who have received a previous conviction or deferral for failing to register a vehicle under RCW 46.16A.030, an aircraft under RCW 47.68.255, or a vessel under RCW 88.02.400.

(3) Fines generated pursuant to the deferral program established in subsection (1) of this section shall be used by the county for the purpose of enforcement and prosecution of registration requirements under RCW 46.16A.030, 47.68.250, or 88.02.550.

Sec. 3. RCW 46.16A.030 and 2011 c 171 s 43 and 2011 c 96 s 31 are each reenacted and amended to read as follows:

(1) Vehicles must be registered as required by this chapter and must display license plates or decals assigned by the department.

(2) It is unlawful for a person to operate any vehicle on a public highway of this state without having in full force and effect a current and proper vehicle registration and displaying license plates on the vehicle.

(3) Vehicle license plates or registration certificates, whether original issues or duplicates, may not be issued or furnished by the department until the applicant makes satisfactory application for a certificate of title or presents satisfactory evidence that a certificate of title covering the vehicle has been previously issued.

(4) Failure to make initial registration before operating a vehicle on the public highways of this state is a traffic infraction. A person committing this infraction must pay a fine of five hundred twenty-nine dollars, which may not be suspended(~~(, deferred,)~~) or reduced. This fine is in addition to any delinquent taxes and fees that must be deposited and distributed in the same manner as if the taxes and fees were properly paid in a timely fashion. The five hundred twenty-nine dollar fine must be deposited into the vehicle licensing fraud account created in the state treasury in RCW 46.68.250.

(5) Failure to renew an expired registration before operating a vehicle on the public highways of this state is a traffic infraction.

(6) It is a gross misdemeanor for a resident, as identified in RCW 46.16A.140, to register a vehicle in another state, evading the payment of any tax or vehicle license fee imposed in connection with registration. It is punishable, in lieu of the fine in subsection (4) of this section, as follows:

- (a) For a first offense:

(i) Up to three hundred sixty-four days in the county jail;

(ii) Payment of a fine of five hundred twenty-nine dollars plus any applicable assessments, which may not be suspended(~~(deferred)~~) or reduced. The fine of five hundred twenty-nine dollars must be deposited into the vehicle licensing fraud account created in the state treasury in RCW 46.68.250;

(iii) A fine of one thousand dollars to be deposited into the vehicle licensing fraud account created in the state treasury in RCW 46.68.250, which may not be suspended(~~(deferred)~~) or reduced; and

(iv) The delinquent taxes and fees, which must be deposited and distributed in the same manner as if the taxes and fees were properly paid in a timely fashion, and which may not be suspended(~~(deferred)~~) or reduced;

(b) For a second or subsequent offense:

(i) Up to three hundred sixty-four days in the county jail;

(ii) Payment of a fine of five hundred twenty-nine dollars plus any applicable assessments, which may not be suspended, deferred, or reduced, except as provided in section 2 of this act. The fine of five hundred twenty-nine dollars must be deposited into the vehicle licensing fraud account created in the state treasury in RCW 46.68.250;

(iii) A fine of five thousand dollars to be deposited into the vehicle licensing fraud account created in the state treasury in RCW 46.68.250, which may not be suspended(~~(deferred)~~) or reduced; and

(iv) The amount of delinquent taxes and fees, which must be deposited and distributed in the same manner as if the taxes and fees were properly paid in a timely fashion, and which may not be suspended(~~(deferred)~~) or reduced.

(7) A vehicle with an expired registration of more than forty-five days parked on a public street may be impounded by a police officer under RCW 46.55.113(2).

Sec. 4. RCW 47.68.255 and 2010 c 161 s 1147 are each amended to read as follows:

A person who is required to register an aircraft under this chapter and who registers an aircraft in another state or foreign country evading the Washington aircraft excise tax is guilty of a gross misdemeanor. For a second or subsequent offense, the person convicted is also subject to a fine equal to four times the amount of avoided taxes and fees, no part of which may be suspended or deferred, except as provided in section 2 of this act. Excise taxes owed and fines assessed (~~(will)~~) must be deposited in the manner provided under RCW 46.16A.030(6).

Sec. 5. RCW 88.02.400 and 2010 c 161 s 1007 are each amended to read as follows:

(1) It is a gross misdemeanor punishable as provided under chapter 9A.20 RCW for any person owning a vessel subject to taxation under chapter 82.49 RCW to:

(a) Register a vessel in another state to avoid Washington state vessel excise tax required under chapter 82.49 RCW; or

(b) Obtain a vessel dealer's license for the purpose of evading excise tax on vessels under chapter 82.49 RCW.

(2) For a second or subsequent offense, the person convicted is also subject to a fine equal to four times the amount of avoided taxes and fees, which may not be suspended or deferred, except as provided in section 2 of this act.

(3) Excise taxes owed and fines assessed must be deposited in the manner provided under RCW 46.16A.030(6).

NEW SECTION. Sec. 6. Section 2 of this act constitutes a new chapter in Title 10 RCW."

Correct the title.

Representatives Pellicciotti and Irwin spoke in favor of the adoption of the striking amendment.

The striking amendment (923) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Wylie, Irwin, Kraft and Harris spoke in favor of the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5362, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5362, as amended by the House, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jenkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton,

Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

SUBSTITUTE SENATE BILL NO. 5362, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 6016, by Senators Liias, Rolfes and Hunt

Concerning the taxation of international investment management companies.

The bill was read the second time.

There being no objection, the committee striking amendment by the Committee on Finance was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 104, April 27, 2019).

Representative Vick moved the adoption of amendment (912) to the committee striking amendment:

On page 3, line 6, after "state" insert "or the property and payroll is in excess of one million dollars annually or is part of an affiliated group that meets this requirement"

On page 4, line 36, after "distribution:" strike "and"

On page 4, line 37, after "services" insert "; and (v) investment services"

On page 5, beginning on line 3, strike all of subsection (5)

Renumber the remaining subsection consecutively and correct any internal references accordingly.

Representative Vick spoke in favor of the adoption of the amendment to the committee striking amendment.

Representative Tarleton spoke against the adoption of the amendment to the committee striking amendment.

Amendment (912) to the committee striking amendment, was not adopted.

Representative Kraft moved the adoption of amendment (914) to the committee striking amendment:

On page 5, line 8, strike "nine" and insert "four"

Representatives Kraft and Orcutt spoke in favor of the adoption of the amendment to the committee striking amendment.

Representative Tarleton spoke against the adoption of the amendment to the committee striking amendment.

Amendment (914) to the committee striking amendment, was not adopted.

The committee striking amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Springer and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 6016, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 6016, as amended by the House, and the bill passed the House by the following vote: Yeas, 76; Nays, 22; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Davis, Dent, Doglio, Dolan, Dufault, Entenman, Eslick, Fitzgibbon, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Lekanoff, Lovick, MacEwen, Macri, Morgan, Mosbrucker, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Sells, Senn, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Wilcox, Wylie and Young.

Voting nay: Representatives Boehnke, Caldier, Corry, DeBolt, Dye, Fey, Frame, Jenkin, Kraft, Kretz, Leavitt, Maycumber, McCaslin, Mead, Morris, Orcutt, Pellicciotti, Schmick, Shea, Shewmake, Walsh and Ybarra.

ENGROSSED SENATE BILL NO. 6016, as amended by the House, having received the necessary constitutional majority, was declared passed.

With the consent of the House, all bills previously acted upon were immediately transmitted to the Senate.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

CONFERENCE COMMITTEE REPORT

April 26, 2019

Substitute House Bill No. 1170

Includes "New Item": YES

Mr. Speaker:

We of your Conference Committee, to whom was referred SUBSTITUTE HOUSE BILL NO. 1170, modifying

the expiration date of certain state fire service mobilization laws, have had the same under consideration and we recommend that:

All previous amendments not be adopted and that the attached striking amendment be adopted.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 43.43.960 and 2015 c 181 s 2 are each reenacted and amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this subchapter.

(1) "All risk resources" means those resources regularly provided by fire departments, fire districts, and regional fire protection service authorities required to respond to natural or man-made incidents, including but not limited to:

- (a) Wild land fires;
- (b) Landslides;
- (c) Earthquakes;
- (d) Floods; and
- (e) Contagious diseases.

(2) "Chief" means the chief of the Washington state patrol.

(3) "Fire chief" includes the chief officer of a statutorily authorized fire agency, or the fire chief's authorized representative. Also included are the department of natural resources fire control chief, and the department of natural resources regional managers.

(4) "Jurisdiction" means state, county, city, fire district, regional fire protection service authority, or port district units, or other units covered by this chapter.

(5) "Mobilization" means that all risk resources regularly provided by fire departments, fire districts, and regional fire protection service authorities beyond those available through existing agreements will be requested and, when available, sent in response to an emergency or disaster situation that has exceeded the capabilities of available local resources. During a large scale emergency, mobilization includes the redistribution of regional or statewide risk resources to either direct emergency incident assignments or to assignment in communities where resources are needed. ~~((Fire department))~~ All risk resources may not be mobilized to assist law enforcement with police activities during a civil protest or demonstration, or other exercise by the people of their constitutionally protected First Amendment rights, or other protected concerted activity. however, fire departments, fire districts, and regional fire protection service authorities are not restricted from providing medical care or aid and firefighting when mobilized for any purpose.

When mobilization is declared and authorized as provided in this chapter, all risk resources regularly provided

by fire departments, fire districts, and regional fire protection service authorities including those of the host fire protection authorities, i.e. incident jurisdiction, shall be deemed as mobilized under this chapter, including those that responded earlier under existing mutual aid or other agreement. All nonhost fire protection authorities providing resources in response to a mobilization declaration shall be eligible for expense reimbursement as provided by this chapter from the time of the mobilization declaration.

This chapter shall not reduce or suspend the authority or responsibility of the department of natural resources under chapter 76.04 RCW.

(6) "Mutual aid" means emergency interagency assistance provided without compensation under an agreement between jurisdictions under chapter 39.34 RCW.

(7) "State fire marshal" means the director of fire protection in the Washington state patrol.

Sec. 2. 2015 c 181 s 5 (uncodified) is repealed.

NEW SECTION. **Sec. 3.** This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect July 1, 2019."

On page 1, line 1 of the title, after "to" strike the remainder of the title and insert "fire service mobilization; reenacting and amending RCW 43.43.960; repealing 2015 c 181 s 5 (uncodified); providing an effective date; and declaring an emergency."

and that the bill do pass as recommended by the Conference Committee:

Senators Hunt, Hasegawa and Zeiger
Representatives Goodman, Griffey and Springer

There being no objection, the House adopted the conference committee report on SUBSTITUTE HOUSE BILL NO. 1170 and advanced the bill as recommended by the conference committee to final passage.

**FINAL PASSAGE OF HOUSE BILL AS
RECOMMENDED BY CONFERENCE
COMMITTEE**

Representatives Griffey and Goodman spoke in favor of the passage of the bill as recommended by the conference committee.

The Speaker (Representative Lovick presiding) stated the question before the House to be final passage of Substitute House Bill No. 1170, as recommended by the conference committee.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1170, as recommended by the conference committee, and the bill passed the House by the following votes: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra, and Young

SUBSTITUTE HOUSE BILL NO. 1170, as recommended by the conference committee, having received the constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

April 27, 2019

MR. SPEAKER:

The Senate insists on its position on ENGROSSED HOUSE BILL NO. 2020 and asks the House to concur.

Sarah Bannister, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 2020 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Dolan and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2020, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2020, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers,

Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

ENGROSSED HOUSE BILL NO. 2020, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

SUBSTITUTE SENATE BILL NO. 5695, by Senate Committee on Transportation (originally sponsored by Lias, King, Zeiger, Saldaña and Kuderer)

Concerning high occupancy vehicle lane penalties.

The bill was read the second time.

There being no objection, the committee striking amendment by the Committee on Transportation was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 86, April 9, 2019).

With the consent of the House, amendment (922) was withdrawn.

Representative Irwin moved the adoption of amendment (569) to the committee striking amendment:

On page 1, after line 9, insert the following:

"**Sec. 2.** RCW 46.20.289 and 2016 c 203 s 6 are each amended to read as follows:

Except for traffic violations committed under RCW 46.61.165, the department shall suspend all driving privileges of a person when the department receives notice from a court under RCW 46.63.070(6), 46.63.110(6), or 46.64.025 that the person has failed to respond to a notice of traffic infraction for a moving violation, failed to appear at a requested hearing for a moving violation, violated a written promise to appear in court for a notice of infraction for a moving violation, or has failed to comply with the terms of a notice of traffic infraction, criminal complaint, or citation for a moving violation, or when the department receives notice from another state under Article IV of the nonresident violator compact under RCW 46.23.010 or from a

jurisdiction that has entered into an agreement with the department under RCW 46.23.020, other than for a standing, stopping, or parking violation, provided that the traffic infraction or traffic offense is committed on or after July 1, 2005. A suspension under this section takes effect pursuant to the provisions of RCW 46.20.245, and remains in effect until the department has received a certificate from the court showing that the case has been adjudicated, and until the person meets the requirements of RCW 46.20.311. In the case of failure to respond to a traffic infraction issued under RCW 46.55.105, the department shall suspend all driving privileges until the person provides evidence from the court that all penalties and restitution have been paid. A suspension under this section does not take effect if, prior to the effective date of the suspension, the department receives a certificate from the court showing that the case has been adjudicated."

Renumber the remaining sections consecutively, correct any internal references accordingly, and correct the title.

On page 3, after line 22, insert the following:

"(e) Violations committed under this section are excluded from eligibility as a moving violation for driver's license suspension under RCW 46.20.289 when a person subsequently fails to respond to a notice of traffic infraction for this moving violation, fails to appear at a requested hearing for this moving violation, violates a written promise to appear in court for a notice of infraction for this moving violation, or fails to comply with the terms of a notice of traffic infraction for this moving violation."

Representatives Irwin and Wylie spoke in favor of the adoption of the amendment to the committee striking amendment.

Amendment (569) to the committee striking amendment was adopted.

Representative Irwin moved the adoption of amendment (570) to the committee striking amendment:

On page 2, beginning on line 37 of the striking amendment, after "and" strike all material through "In" on line 38 and insert "in"

On page 2, beginning on line 40 of the striking amendment, after "collected" strike all material through "collected" on page 3, line 3

Representatives Irwin and Valdez spoke in favor of the adoption of the amendment to the committee striking amendment.

Amendment (570) to the committee striking amendment was adopted.

The committee striking amendment, as amended, was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Valdez and Irwin spoke in favor of the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5695, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5695, and the bill passed the House by the following vote: Yeas, 59; Nays, 39; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Irwin, Jinkins, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Stanford, Stokesbary, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen, Wylie and Ybarra.

Voting nay: Representatives Barkis, Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Hudgins, Jenkin, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Mosbrucker, Orcutt, Schmick, Shea, Smith, Springer, Steele, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox and Young.

SUBSTITUTE SENATE BILL NO. 5695, as amended by the House, having received the necessary constitutional majority, was declared passed.

With the consent of the House, all bills previously acted upon were immediately transmitted to the Senate.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

April 27, 2019

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 1839 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) This section is the tax preference performance statement for the tax preference contained in section 2, chapter . . ., Laws of 2019 (section 2

of this act). This performance statement is only intended to be used for subsequent evaluation of the tax preference. It is not intended to create a private right of action by any party or be used to determine eligibility for preferential tax treatment.

(2) The legislature categorizes this tax preference as one intended to provide tax relief for certain businesses or individuals and to accomplish a general purpose as indicated in RCW 82.32.808(2) (e) and (f).

(3) It is the legislature's specific public policy objective to increase the fiscal stability of multipurpose sports and entertainment arenas in Washington state and thereby strengthen the economic vitality of the communities in which the arenas and practice facilities are located.

(4) To measure the effectiveness of the tax preference in achieving the specific public policy objective described in this act, the joint legislative audit and review committee must evaluate this tax preference. In evaluating the tax preference, the joint legislative audit and review committee may refer to data provided to the department of revenue.

NEW SECTION. Sec. 2. A new section is added to chapter 82.32 RCW to read as follows:

(1) Until October 1, 2019, a qualifying business may apply for a deferral of taxes on an eligible project. Application must be made to the department in a form and manner prescribed by the department. The application must contain information regarding the location of the project, estimated or actual costs of the project, time schedules for completion and operation of the project, and other information required by the department. The department must rule on the application within sixty days.

(2) If the department approves an application for a deferral of taxes under this section, the department must issue a sales and use tax deferral certificate for state and local sales and use taxes due under chapters 82.08, 82.12, 82.14, and 81.104 RCW. This certificate expires on the date the eligible project becomes operationally complete. The certificate may only be used for sales and use tax liability incurred after the date the department issued the certificate.

(3) A recipient of a certificate must notify the department when its eligible project is operationally complete. The department must review the qualifying business's records after the eligible project is operationally complete to ensure the correct amount of taxes has been reported and will be repaid.

(4)(a) For local sales and use taxes, the recipient of the certificate must begin paying deferred sales and use taxes in the first calendar year after the date certified by the department as the date on which the eligible project is operationally complete. The first payment is due on January 1st of the first calendar year after such certified date, with subsequent annual payments due on January 1st of the following seven years. Each payment must equal twelve and one-half percent of the tax due plus interest.

(b) For state sales and use taxes, the recipient of the certificate must repay all deferred state sales and use taxes by June 30, 2023.

(c) The department must assess interest, but not penalties, on the deferred taxes. The interest must be assessed at the rate provided for delinquent taxes under this chapter, retroactively to the date the project was certified to be operationally complete, and will accrue until the deferred taxes are repaid.

(5) The department may authorize an accelerated repayment schedule upon request of the qualifying business.

(6) The debt for taxes due is not extinguished by insolvency or other failure of the qualifying business. Transfer of ownership does not terminate the deferral if the transferee agrees in writing to be bound by the requirements of this section and receives approval from the department. If the department approves the transfer of the deferral to a transferee, such approval not to be unreasonably withheld, conditioned, or delayed, the transferee is solely liable for repayment of the deferred taxes.

(7) If the eligible project is not operationally complete within three calendar years from the date that the department issued the certificate for the project, or if at any time the department finds that the project is not eligible for a deferral under this section, the amount of taxes outstanding for the project is immediately due and payable. If taxes must be repaid under this subsection, the department must assess interest at the rate provided for delinquent taxes under this chapter retroactively to the date of issuance of the certificate, but not penalties, on amounts due under this subsection.

(8) Applications and any other information received by the department under this section are not confidential under RCW 82.32.330. This chapter applies to the administration of this section.

(9) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Eligible project" means a project consisting of either or both (i) a qualifying arena, associated parking structures, plazas, public spaces, and one or more tunnels connecting the arena and parking structures, or (ii) an ice hockey practice facility.

(b) "Ice hockey practice facility" means one or more contiguous structures of up to two hundred thousand square feet located within ten miles of a qualifying arena that (i) contains at least three ice rinks, and (ii) is being developed to attract a professional ice hockey franchise. An "ice hockey practice facility" may include ice rinks, spectator viewing locations, locker rooms, strength and conditioning rooms, administrative offices, retail space, food service facilities, and other amenities related to the operation of a state-of-the-art ice hockey center.

(c) "Operationally complete" means the project is capable of being used for its intended purpose as described in the application.

(d) "Personal property" means tangible personal property with a useful life of one year or more that is used in the operation of the eligible project.

(e) "Project" means the construction of new improvements, the renovation of existing improvements, the acquisition and installation of fixtures that are permanently affixed to and become a physical part of those improvements, personal property, and site preparation. "Project" includes materials used and labor and services rendered in respect to the planning, site preparation, construction, renovation, and installation.

(f) "Qualifying arena" means a multipurpose sports and entertainment facility owned by the largest city in a county with a population of at least one million five hundred thousand that is being redeveloped to attract professional ice hockey and basketball league franchises.

(g) "Qualifying business" means a business entity that exists for the primary purpose of engaging in commercial activity for profit and has entered into a lease or occupancy agreement with the fee owner of a qualifying arena and/or ice hockey practice facility to engage in the development of an eligible project.

(h) "Site preparation" includes soil testing, site clearing and grading, demolition, or any other related activities that are initiated before construction.

(10) This section expires January 1, 2030.

NEW SECTION. Sec. 3. A new section is added to chapter 82.32 RCW to read as follows:

(1) The state treasurer must deposit the repayment of deferred state sales and use taxes due under section 2 of this act into the general fund.

(2)(a) Except as provided in (b) of this subsection (2), the state treasurer must deposit half of the repayment of deferred local sales and use taxes due under section 2 of this act into the local sales and use tax account created in RCW 82.14.050.

(b) The state treasurer must deposit the remaining half of the repayment of deferred local sales and use taxes due under section 2 of this act into the state building construction account for the exclusive purpose of funding the construction or rehabilitation of capital facilities used for youth educational programming related to discovery, experimentation, and critical thinking in the sciences. The capital facility must be located on the same premises as a qualifying arena.

(3) The state treasurer must deposit any interest assessed and accrued on taxes due pursuant to section 2(4) of this act that is part of any annual repayment as follows:

(a) Interest on state taxes must be deposited into the state general fund.

(b) Interest on local taxes must be deposited into the local sales and use tax account.

(4) In the event that an accelerated repayment schedule is authorized by the department pursuant to section 2(5) of this act, the state treasurer must deposit any amount in excess of taxes due pursuant to section 2(4) of this act into the state general fund and into the local sales and use account, with the respective amounts deposited based on the proportionate shares of the state taxes and local taxes due.

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

On page 1, line 3 of the title, after "construction;" strike the remainder of the title and insert "adding new sections to chapter 82.32 RCW; creating a new section; providing an expiration date; and declaring an emergency."

and the same is herewith transmitted.

Brad Hendrickson, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 1839 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives MacEwen, Sullivan, Frame, Goehner, Orcutt, Pollet and Chapman spoke in favor of the passage of the bill.

Representatives Dent, Dufault and Jenkin spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1839, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1839, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 77; Nays, 21; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, Dolan, Entenman, Eslick, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kretz, Lekanoff, Lovick, MacEwen, Macri, Maycumber, Mead, Morgan, Morris, Mosbrucker, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Smith, Springer, Stanford, Stokesbary, Stonier, Sullivan,

Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Walen, Wilcox, Wylie and Young.

Voting nay: Representatives Caldier, DeBolt, Dent, Doglio, Dufault, Dye, Gildon, Goehner, Graham, Jenkin, Kraft, Leavitt, McCaslin, Orcutt, Pollet, Schmick, Shea, Steele, Volz, Walsh and Ybarra.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1839, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

April 27, 2019

Mr. Speaker:

The Senate refuses to concur in the House amendment to ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5290 and asks the House to recede therefrom,

and the same is herewith transmitted.

Brad Hendrickson Secretary

HOUSE AMENDMENT TO SENATE BILL

There being no objection, the House receded from its amendment. The rules were suspended and ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5290 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5290, by Senate Committee on Ways & Means (originally sponsored by Darneille, Wellman, Kuderer, Randall, Palumbo, Das, Hasegawa, McCoy, Nguyen, Saldaña, Wilson and C.)

Eliminating the use of the valid court order exception to place youth in detention for noncriminal behavior.

Representative Senn moved the adoption of the striking amendment (921):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature finds that it is a goal of our state to divert juveniles who have committed status offenses, behaviors that are prohibited under law only because of an individual's status as a minor, away from the juvenile justice system because a stay in detention is a predictive factor for future criminal justice system involvement. The legislature finds that Washington has been using the valid court order exception of the juvenile

justice and delinquency prevention act, a loophole in federal law allowing judges to detain status offenders for disobeying court orders, more than any other state in the country. The legislature finds that use of the valid court order exception to detain youth for acts like truancy, breaking curfew, or running away from home is counterproductive and may worsen outcomes for at-risk youth.

(2) The legislature further finds that these youth should not be confined with or treated with the same interventions as criminal offenders. The legislature also finds that studies show a disproportionality in race, gender, and socioeconomic status of youth referred to courts or detained, or both. Likewise, the legislature finds that community-based interventions are more effective at addressing underlying causes of status offenses than detention and can reduce court caseloads and lower system costs. As a result, it is the intent of the legislature to strengthen and fund community-based programs that are culturally relevant and focus on addressing disproportionality of youth of color, especially at-risk youth.

(3) The legislature finds that appropriate interventions may include secure, semi-secure, and nonsecure out-of-home placement options, community-based mentoring, counseling, family reconciliation, behavioral health services, and other services designed to support youth and families in crisis and to prevent the need for out-of-home placement. The legislature recognizes that in certain circumstances, a court may find pursuant to this act that less restrictive alternatives to secure confinement are not available or appropriate and that clear, cogent, and convincing evidence requires commitment to a secure residential program with intensive wraparound services. The legislature intends to expand the availability of such interventions statewide by July 1, 2023.

NEW SECTION. Sec. 2. A new section is added to chapter 7.21 RCW to read as follows:

(1) It is the policy of the state of Washington to eliminate the use of juvenile detention as a remedy for contempt of a valid court order for youth under chapters 13.34 and 28A.225 RCW and child in need of services petition youth under chapter 13.32A RCW.

(a) Beginning July 1, 2020, youth may not be committed to juvenile detention as a contempt sanction under chapter 13.34 RCW, and a warrant may not be issued for such youth for failure to appear at a court hearing that requires commitment of such youth to juvenile detention.

(b) Beginning July 1, 2020, youth may not be committed to juvenile detention as a contempt sanction for child in need of services proceedings under chapter 13.32A RCW, and a warrant may not be issued for such youth for failure to appear at a court hearing that requires commitment of such youth to juvenile detention.

(c) Beginning July 1, 2021, youth may not be committed to juvenile detention as a contempt sanction for truancy proceedings under chapter 28A.225 RCW, and a warrant may not be issued for such youth for failure to

appear at a court hearing that requires commitment of such youth to juvenile detention.

(2)(a) It is also the policy of the state of Washington to entirely phase out the use of juvenile detention as a remedy for contempt of a valid court order for at-risk youth under chapter 13.32A RCW by July 1, 2023. After this date, at-risk youth may not be committed to juvenile detention as a contempt sanction under chapter 13.32A RCW, and a warrant may not be issued for failure to appear at a court hearing that requires commitment of the at-risk youth to juvenile detention.

(b) Until July 1, 2023, any at-risk youth committed to juvenile detention as a sanction for contempt under chapter 13.32A RCW, or for failure to appear at a court hearing under chapter 13.32A RCW, must be detained in such a manner so that no direct communication or physical contact may be made between the youth and any youth who is detained to juvenile detention pursuant to a violation of criminal law, unless these separation requirements would result in a youth being detained in solitary confinement.

(c) After July 1, 2023, at-risk youth may be committed to a secure residential program with intensive wraparound services, subject to the requirements under RCW 13.32A.250, as a remedial sanction for contempt under chapter 13.32A RCW or for failure to appear at a court hearing under chapter 13.32A RCW.

Sec. 3. RCW 7.21.030 and 2001 c 260 s 6 are each amended to read as follows:

(1) The court may initiate a proceeding to impose a remedial sanction on its own motion or on the motion of a person aggrieved by a contempt of court in the proceeding to which the contempt is related. Except as provided in RCW 7.21.050, the court, after notice and hearing, may impose a remedial sanction authorized by this chapter.

(2) If the court finds that the person has failed or refused to perform an act that is yet within the person's power to perform, the court may find the person in contempt of court and impose one or more of the following remedial sanctions:

(a) Imprisonment if the contempt of court is of a type defined in RCW 7.21.010(1) (b) through (d). The imprisonment may extend only so long as it serves a coercive purpose.

(b) A forfeiture not to exceed two thousand dollars for each day the contempt of court continues.

(c) An order designed to ensure compliance with a prior order of the court.

(d) Any other remedial sanction other than the sanctions specified in (a) through (c) of this subsection if the court expressly finds that those sanctions would be ineffectual to terminate a continuing contempt of court.

(e)(i) In cases under chapters 13.32A, 13.34, and 28A.225 RCW and subject to the requirements under RCW 13.32A.250 and 28A.225.090, commitment to juvenile

detention for a period of time not to exceed ~~((seven days))~~ seventy-two hours, excluding Saturdays, Sundays, and holidays. The seventy-two hour period shall commence upon the next nonholiday weekday following the court order and shall run to the end of the last nonholiday weekday within the seventy-two hour period. This sanction may be imposed in addition to, or as an alternative to, any other remedial sanction authorized by this chapter. This remedy is specifically determined to be a remedial sanction.

(ii) Prior to committing any youth to juvenile detention as a sanction for contempt under chapter 13.32A, 13.34, or 28A.225 RCW, or for failure to appear at a court hearing under chapter 13.32A, 13.34, or 28A.225 RCW, the court must:

(A) Consider, on the record, the mitigating and aggravating factors used to determine the appropriateness of detention for enforcement of its order;

(B) Enter written findings affirming that it considered all less restrictive options, that detention is the only appropriate alternative, including its rationale and the clear, cogent, and convincing evidence used to enforce the order;

(C) Afford the same due process considerations that it affords all youth in criminal contempt proceedings; and

(D) Seek input from all relevant parties, including the youth.

(iii) Detention periods for youth sanctioned to juvenile detention for contempt under chapter 13.32A, 13.34, or 28A.225 RCW, or for failure to appear at a court hearing under chapter 13.32A, 13.34, or 28A.225 RCW, shall be:

(A) No more than seventy-two hours, regardless of the number of violations being considered at the hearing; and

(B) Limited to no more than two sanctions, up to seventy-two hours each, in any thirty-day period.

(iv) Nothing in this subsection (2)(e) or in RCW 13.32A.250, 13.34.165, or 28A.225.090 shall be construed to limit the court's inherent contempt power or curtail its exercise.

(3) The court may, in addition to the remedial sanctions set forth in subsection (2) of this section, order a person found in contempt of court to pay a party for any losses suffered by the party as a result of the contempt and any costs incurred in connection with the contempt proceeding, including reasonable attorney's fees.

(4) If the court finds that a person under the age of eighteen years has willfully disobeyed the terms of an order issued under chapter 10.14 RCW, the court may find the person in contempt of court and may, as a sole sanction for such contempt, commit the person to juvenile detention for a period of time not to exceed seven days.

Sec. 4. RCW 7.21.030 and 2019 c ... s 3 (section 3 of this act) are each amended to read as follows:

(1) The court may initiate a proceeding to impose a remedial sanction on its own motion or on the motion of a person aggrieved by a contempt of court in the proceeding to which the contempt is related. Except as provided in RCW 7.21.050, the court, after notice and hearing, may impose a remedial sanction authorized by this chapter.

(2) If the court finds that the person has failed or refused to perform an act that is yet within the person's power to perform, the court may find the person in contempt of court and impose one or more of the following remedial sanctions:

(a) Imprisonment if the contempt of court is of a type defined in RCW 7.21.010(1) (b) through (d). The imprisonment may extend only so long as it serves a coercive purpose.

(b) A forfeiture not to exceed two thousand dollars for each day the contempt of court continues.

(c) An order designed to ensure compliance with a prior order of the court.

(d) Any other remedial sanction other than the sanctions specified in (a) through (c) of this subsection if the court expressly finds that those sanctions would be ineffectual to terminate a continuing contempt of court.

(e)(i) In at-risk youth petition cases only under chapter ~~(§) 13.32A((, 13.34,))~~ RCW and in cases under chapter 28A.225 RCW and subject to the requirements under RCW 13.32A.250 and 28A.225.090, commitment to juvenile detention for a period of time not to exceed seventy-two hours, excluding Saturdays, Sundays, and holidays. The seventy-two hour period shall commence upon the next nonholiday weekday following the court order and shall run to the end of the last nonholiday weekday within the seventy-two hour period. This sanction may be imposed in addition to, or as an alternative to, any other remedial sanction authorized by this chapter. This remedy is specifically determined to be a remedial sanction.

(ii) Prior to committing any youth to juvenile detention as a sanction for contempt in at-risk youth petition cases only under chapter 13.32A(~~, 13.34,))~~ RCW or for cases under chapter 28A.225 RCW, or for failure to appear at a court hearing in at-risk youth petition cases only under chapter 13.32A(~~, 13.34,))~~ RCW or for cases under chapter 28A.225 RCW, the court must:

(A) Consider, on the record, the mitigating and aggravating factors used to determine the appropriateness of detention for enforcement of its order;

(B) Enter written findings affirming that it considered all less restrictive options, that detention is the only appropriate alternative, including its rationale and the clear, cogent, and convincing evidence used to enforce the order;

(C) Afford the same due process considerations that it affords all youth in criminal contempt proceedings; and

(D) Seek input from all relevant parties, including the youth.

(iii) Detention periods for youth sanctioned to juvenile detention for contempt in at-risk youth petition cases only under chapter 13.32A(~~, 13.34,))~~ RCW or for cases under chapter 28A.225 RCW, or for failure to appear at a court hearing in at-risk youth petition cases only under chapter 13.32A(~~, 13.34,))~~ RCW or for cases under chapter 28A.225 RCW, shall be:

(A) No more than seventy-two hours, regardless of the number of violations being considered at the hearing; and

(B) Limited to no more than two sanctions, up to seventy-two hours each, in any thirty-day period.

(iv) Nothing in this subsection (2)(e) or in RCW 13.32A.250, 13.34.165, or 28A.225.090 shall be construed to limit the court's inherent contempt power or curtail its exercise.

(3) The court may, in addition to the remedial sanctions set forth in subsection (2) of this section, order a person found in contempt of court to pay a party for any losses suffered by the party as a result of the contempt and any costs incurred in connection with the contempt proceeding, including reasonable attorney's fees.

(4) If the court finds that a person under the age of eighteen years has willfully disobeyed the terms of an order issued under chapter 10.14 RCW, the court may find the person in contempt of court and may, as a sole sanction for such contempt, commit the person to juvenile detention for a period of time not to exceed seven days.

Sec. 5. RCW 7.21.030 and 2019 c ... s 4 (section 4 of this act) are each amended to read as follows:

(1) The court may initiate a proceeding to impose a remedial sanction on its own motion or on the motion of a person aggrieved by a contempt of court in the proceeding to which the contempt is related. Except as provided in RCW 7.21.050, the court, after notice and hearing, may impose a remedial sanction authorized by this chapter.

(2) If the court finds that the person has failed or refused to perform an act that is yet within the person's power to perform, the court may find the person in contempt of court and impose one or more of the following remedial sanctions:

(a) Imprisonment if the contempt of court is of a type defined in RCW 7.21.010(1) (b) through (d). The imprisonment may extend only so long as it serves a coercive purpose.

(b) A forfeiture not to exceed two thousand dollars for each day the contempt of court continues.

(c) An order designed to ensure compliance with a prior order of the court.

(d) Any other remedial sanction other than the sanctions specified in (a) through (c) of this subsection if the court expressly finds that those sanctions would be ineffectual to terminate a continuing contempt of court.

(e)(i) In at-risk youth petition cases only under chapter 13.32A RCW (~~and in cases under chapter 28A.225 RCW~~) and subject to the requirements under RCW 13.32A.250 (~~and 28A.225.090~~), commitment to juvenile detention for a period of time not to exceed seventy-two hours, excluding Saturdays, Sundays, and holidays. The seventy-two hour period shall commence upon the next nonholiday weekday following the court order and shall run to the end of the last nonholiday weekday within the seventy-two hour period. This sanction may be imposed in addition to, or as an alternative to, any other remedial sanction authorized by this chapter. This remedy is specifically determined to be a remedial sanction.

(ii) Prior to committing any youth to juvenile detention as a sanction for contempt in at-risk youth petition cases only under chapter 13.32A RCW (~~or for cases under chapter 28A.225 RCW~~), or for failure to appear at a court hearing in at-risk youth petition cases only under chapter 13.32A RCW (~~or for cases under chapter 28A.225 RCW~~), the court must:

(A) Consider, on the record, the mitigating and aggravating factors used to determine the appropriateness of detention for enforcement of its order;

(B) Enter written findings affirming that it considered all less restrictive options, that detention is the only appropriate alternative, including its rationale and the clear, cogent, and convincing evidence used to enforce the order;

(C) Afford the same due process considerations that it affords all youth in criminal contempt proceedings; and

(D) Seek input from all relevant parties, including the youth.

(iii) Detention periods for youth sanctioned to juvenile detention for contempt in at-risk youth petition cases only under chapter 13.32A RCW (~~or for cases under chapter 28A.225 RCW~~), or for failure to appear at a court hearing in at-risk youth petition cases only under chapter 13.32A RCW (~~or for cases under chapter 28A.225 RCW~~), shall be:

(A) No more than seventy-two hours, regardless of the number of violations being considered at the hearing; and

(B) Limited to no more than two sanctions, up to seventy-two hours each, in any thirty-day period.

(iv) Nothing in this subsection (2)(e) or in RCW 13.32A.250, 13.34.165, or 28A.225.090 shall be construed to limit the court's inherent contempt power or curtail its exercise.

(3) The court may, in addition to the remedial sanctions set forth in subsection (2) of this section, order a person found in contempt of court to pay a party for any losses suffered by the party as a result of the contempt and any costs incurred in connection with the contempt proceeding, including reasonable attorney's fees.

(4) If the court finds that a person under the age of eighteen years has willfully disobeyed the terms of an order issued under chapter 10.14 RCW, the court may find the

person in contempt of court and may, as a sole sanction for such contempt, commit the person to juvenile detention for a period of time not to exceed seven days.

Sec. 6. RCW 7.21.030 and 2019 c ... s 5 (section 5 of this act) are each amended to read as follows:

(1) The court may initiate a proceeding to impose a remedial sanction on its own motion or on the motion of a person aggrieved by a contempt of court in the proceeding to which the contempt is related. Except as provided in RCW 7.21.050, the court, after notice and hearing, may impose a remedial sanction authorized by this chapter.

(2) If the court finds that the person has failed or refused to perform an act that is yet within the person's power to perform, the court may find the person in contempt of court and impose one or more of the following remedial sanctions:

(a) Imprisonment if the contempt of court is of a type defined in RCW 7.21.010(1) (b) through (d). The imprisonment may extend only so long as it serves a coercive purpose.

(b) A forfeiture not to exceed two thousand dollars for each day the contempt of court continues.

(c) An order designed to ensure compliance with a prior order of the court.

(d) Any other remedial sanction other than the sanctions specified in (a) through (c) of this subsection if the court expressly finds that those sanctions would be ineffectual to terminate a continuing contempt of court.

(e)(i) In at-risk youth petition cases only under chapter 13.32A RCW and subject to the requirements under RCW 13.32A.250, commitment to (~~juvenile detention for a period of time not to exceed seventy-two hours, excluding Saturdays, Sundays, and holidays. The seventy-two hour period shall commence upon the next nonholiday weekday following the court order and shall run to the end of the last nonholiday weekday within the seventy-two hour period. This sanction may be imposed in addition to, or as an alternative to, any other remedial sanction authorized by this chapter. This remedy is specifically determined to be a remedial sanction~~) a secure residential program with intensive wraparound services.

(ii) ~~Beginning July 1, 2023,~~ prior to committing any youth to (~~juvenile detention~~) a secure residential program with intensive wraparound services as a sanction for contempt in at-risk youth petition cases only under chapter 13.32A RCW, or for failure to appear at a court hearing in at-risk youth petition cases only under chapter 13.32A RCW, the court must:

(A) Consider, on the record, the mitigating and aggravating factors used to determine the appropriateness of detention for enforcement of its order;

(B) Enter written findings affirming that it considered all less restrictive options, that detention is the only appropriate alternative, including its rationale and the

clear, cogent, and convincing evidence used to enforce the order;

(C) Afford the same due process considerations that it affords all youth in criminal contempt proceedings; and

(D) Seek input from all relevant parties, including the youth.

~~(iii) ((Detention periods for youth sanctioned to juvenile detention for contempt in at risk youth petition cases only under chapter 13.32A RCW, or for failure to appear at a court hearing in at risk youth petition cases only under chapter 13.32A RCW, shall be:~~

~~(A) No more than seventy two hours, regardless of the number of violations being considered at the hearing; and~~

~~(B) Limited to no more than two sanctions, up to seventy two hours each, in any thirty day period.~~

~~(iv))~~ Nothing in this subsection (2)(e) or in RCW 13.32A.250, 13.34.165, or 28A.225.090 shall be construed to limit the court's inherent contempt power or curtail its exercise.

(3) The court may, in addition to the remedial sanctions set forth in subsection (2) of this section, order a person found in contempt of court to pay a party for any losses suffered by the party as a result of the contempt and any costs incurred in connection with the contempt proceeding, including reasonable attorney's fees.

(4) If the court finds that a person under the age of eighteen years has willfully disobeyed the terms of an order issued under chapter 10.14 RCW, the court may find the person in contempt of court and may, as a sole sanction for such contempt, commit the person to juvenile detention for a period of time not to exceed seven days.

Sec. 7. RCW 13.32A.250 and 2000 c 162 s 14 are each amended to read as follows:

(1) In all child in need of services proceedings and at-risk youth proceedings, the court shall verbally notify the parents and the child of the possibility of a finding of contempt for failure to comply with the terms of a court order entered pursuant to this chapter and the possible consequences thereof, including confinement when applicable. Except as otherwise provided in this section, the court shall treat the parents and the child equally for the purposes of applying contempt of court processes and penalties under this section.

(2) Failure by a party to comply with an order entered under this chapter is a civil contempt of court as provided in RCW 7.21.030(2)(e), subject to the limitations of subsection (3) of this section.

(3)(a) If the child fails to comply with the court order, the court may impose:

(i) Community restitution;

(ii) Residential and nonresidential programs with intensive wraparound services;

(iii) A requirement that the child meet with a mentor for a specified number of times; or

(iv) Other services and interventions that the court deems appropriate.

(b)(i) The court may impose remedial sanctions including a fine of up to one hundred dollars and confinement for up to ~~((seven days))~~ seventy-two hours, or both for contempt of court under this section if (A) one of the less restrictive alternatives under (a) of this subsection has been attempted and another violation of the order has occurred, or (B) the court issues a formal finding that none of the less restrictive alternatives is available. The seventy-two hour period excludes Saturdays, Sundays, and holidays and shall commence upon the next nonholiday weekday following the court order and shall run to the end of the last nonholiday weekday within the seventy-two hour period.

~~((4))~~ (i) A child placed in confinement for contempt under this section shall be placed in confinement only in a secure juvenile detention facility operated by or pursuant to a contract with a county.

~~((5))~~ (4) A motion for contempt may be made by a parent, a child, juvenile court personnel, or by any public agency, organization, or person having custody of the child under a court order adopted pursuant to this chapter.

~~((6))~~ (5) Whenever the court finds probable cause to believe, based upon consideration of a motion for contempt and the information set forth in a supporting declaration, that a child has violated a placement order entered under this chapter, the court must direct the court clerk to command the presence of the child by the issuance of a summons or other method approved by local court rule instead of a warrant, unless the court finds probable cause to believe that the child would not appear in response to the command or finds probable cause to believe that the arrest is necessary to prevent serious bodily harm to the juvenile or another, in which case the court may issue a warrant. A warrant of arrest must be supported by an affidavit or sworn testimony, which must be recorded electronically or by stenographer, establishing the grounds for issuing the warrant. The warrant of arrest for a child under this subsection may not be served on a child inside of school during school hours in a location where other students are present if the child named in the warrant is a pupil at the school. The court must communicate the summons to the child through mail, telephone, text message, or other method of communication needed in order to ensure the child has received the information. If the child fails to appear via the summons or other method, the court may issue an order directing law enforcement to pick up and take the child to detention. ~~((The order may be entered ex parte without prior notice to the child or other parties. Following the child's admission to detention, a detention review hearing must be held in accordance with RCW 13.32A.065.))~~

(6) Nothing in this section shall be construed to limit the court's inherent contempt power or curtail its exercise.

Sec. 8. RCW 13.32A.250 and 2019 c ... s 7 (section 7 of this act) are each amended to read as follows:

(1) In all child in need of services proceedings and at-risk youth proceedings, the court shall verbally notify the parents and the child of the possibility of a finding of contempt for failure to comply with the terms of a court order entered pursuant to this chapter and the possible consequences thereof, including confinement when applicable. Except as otherwise provided in this section, the court shall treat the parents and the child equally for the purposes of applying contempt of court processes and penalties under this section.

(2) Failure by a party in an at-risk youth proceeding to comply with an order entered under this chapter is a civil contempt of court as provided in RCW 7.21.030(2)(e), subject to the limitations of subsection (3) of this section.

(3) For at-risk youth proceedings only:

(a) If the child fails to comply with the court order, the court may impose:

(i) Community restitution;

(ii) Residential and nonresidential programs with intensive wraparound services;

(iii) A requirement that the child meet with a mentor for a specified number of times; or

(iv) Other services and interventions that the court deems appropriate.

(b)(i) The court may impose remedial sanctions including a fine of up to one hundred dollars and confinement for up to seventy-two hours, or both for contempt of court under this section if (A) one of the less restrictive alternatives under (a) of this subsection has been attempted and another violation of the order has occurred, or (B) the court issues a formal finding that none of the less restrictive alternatives is available. The seventy-two hour period excludes Saturdays, Sundays, and holidays and shall commence upon the next nonholiday weekday following the court order and shall run to the end of the last nonholiday weekday within the seventy-two hour period.

(ii) A child placed in confinement for contempt under this section shall be placed in confinement only in a secure juvenile detention facility operated by or pursuant to a contract with a county.

(c) A child involved in a child in need of services proceeding may not be placed in confinement under this section.

(4) A motion for contempt may be made by a parent, a child, juvenile court personnel, or by any public agency, organization, or person having custody of the child under a court order adopted pursuant to this chapter.

(5) For at-risk youth proceedings only, whenever the court finds probable cause to believe, based upon consideration of a motion for contempt and the information set forth in a supporting declaration, that a child has violated a placement order entered under this chapter, the court must direct the court clerk to command the presence of the child by the issuance of a summons or other method approved by local court rule instead of a warrant, unless the court finds

probable cause to believe that the child would not appear in response to the command or finds probable cause to believe that the arrest is necessary to prevent serious bodily harm to the juvenile or another, in which case the court may issue a warrant. A warrant of arrest must be supported by an affidavit or sworn testimony, which must be recorded electronically or by stenographer, establishing the grounds for issuing the warrant. The warrant of arrest for a child under this subsection may not be served on a child inside of school during school hours in a location where other students are present if the child named in the warrant is a pupil at the school. The court must communicate the summons to the child through mail, telephone, text message, or other method of communication needed in order to ensure the child has received the information. If the child fails to appear via the summons or other method, the court may issue an order directing law enforcement to pick up and take the child to detention.

(6) Nothing in this section shall be construed to limit the court's inherent contempt power or curtail its exercise.

Sec. 9. RCW 13.32A.250 and 2019 c ... s 8 (section 8 of this act) are each amended to read as follows:

(1) In all child in need of services proceedings and at-risk youth proceedings, the court shall verbally notify the parents and the child of the possibility of a finding of contempt for failure to comply with the terms of a court order entered pursuant to this chapter and the possible consequences thereof, including confinement when applicable. Except as otherwise provided in this section, the court shall treat the parents and the child equally for the purposes of applying contempt of court processes and penalties under this section.

(2) Failure by a party in an at-risk youth proceeding to comply with an order entered under this chapter is a civil contempt of court as provided in RCW 7.21.030(2)(e), subject to the limitations of subsection (3) of this section.

(3) For at-risk youth proceedings only:

(a) If the child fails to comply with the court order, the court may impose:

(i) Community restitution;

(ii) Residential and nonresidential programs with intensive wraparound services;

(iii) A requirement that the child meet with a mentor for a specified number of times; or

(iv) Other services and interventions that the court deems appropriate.

(b)(i) The court may impose remedial sanctions including a fine of up to one hundred dollars and confinement ~~((for up to seventy two hours))~~ to a secure residential program with intensive wraparound services, or both for contempt of court under this section if (A) one of the less restrictive alternatives under (a) of this subsection has been attempted and another violation of the order has occurred, or (B) the court issues a formal finding that none

of the less restrictive alternatives is available. ~~((The seventy-two hour period excludes Saturdays, Sundays, and holidays and shall commence upon the next nonholiday weekday following the court order and shall run to the end of the last nonholiday weekday within the seventy-two hour period.))~~

(ii) A child placed in confinement for contempt under this section ~~((shall))~~ may be placed in ~~((confinement only in a secure juvenile detention facility operated by or pursuant to a contract with a county))~~ a secure crisis residential center or any program approved by the department offering secure confinement and intensive wraparound services appropriate to the needs of the child. The child may not be placed in a detention facility as defined in RCW 13.40.020. Secure residential programs with intensive wraparound services as used in this section may be defined as secure juvenile correctional facilities for the purposes of federal law only.

(c) A child involved in a child in need of services proceeding may not be placed in confinement under this section.

(4) A motion for contempt may be made by a parent, a child, juvenile court personnel, or by any public agency, organization, or person having custody of the child under a court order adopted pursuant to this chapter.

(5) For at-risk youth proceedings only, whenever the court finds probable cause to believe, based upon consideration of a motion for contempt and the information set forth in a supporting declaration, that a child has violated a placement order entered under this chapter, the court must direct the court clerk to command the presence of the child by the issuance of a summons or other method approved by local court rule instead of a warrant, unless the court finds probable cause to believe that the child would not appear in response to the command or finds probable cause to believe that the arrest is necessary to prevent serious bodily harm to the juvenile or another, in which case the court may issue a warrant. A warrant of arrest must be supported by an affidavit or sworn testimony, which must be recorded electronically or by stenographer, establishing the grounds for issuing the warrant. The warrant of arrest for a child under this subsection may not be served on a child inside of school during school hours in a location where other students are present if the child named in the warrant is a pupil at the school. The court must communicate the summons to the child through mail, telephone, text message, or other method of communication needed in order to ensure the child has received the information. If the child fails to appear via the summons or other method, the court may issue an order directing law enforcement to pick up and take the child to detention.

(6) Nothing in this section shall be construed to limit the court's inherent contempt power or curtail its exercise.

Sec. 10. RCW 13.32A.150 and 2000 c 123 s 17 are each amended to read as follows:

(1) Except as otherwise provided in this chapter, the juvenile court shall not accept the filing of a child in need of services petition by the child or the parents or the filing of

an at-risk youth petition by the parent, unless verification is provided that the department has completed a family assessment. The family assessment shall involve the multidisciplinary team if one exists. The family assessment or plan of services developed by the multidisciplinary team shall be aimed at family reconciliation, reunification, and avoidance of the out-of-home placement of the child. ~~((If the department is unable to complete an assessment within two working days following a request for assessment the child or the parents may proceed under subsection (2) of this section or the parent may proceed under RCW 13.32A.191-))~~

(2) A child or a child's parent may file with the juvenile court a child in need of services petition to approve an out-of-home placement for the child before completion of a family assessment. The department shall, when requested, assist either a parent or child in the filing of the petition. The petition must be filed in the county where the parent resides. The petition shall allege that the child is a child in need of services and shall ask only that the placement of a child outside the home of his or her parent be approved. The filing of a petition to approve the placement is not dependent upon the court's having obtained any prior jurisdiction over the child or his or her parent, and confers upon the court a special jurisdiction to approve or disapprove an out-of-home placement under this chapter.

(3) A petition may not be filed if the child is the subject of a proceeding under chapter 13.34 RCW.

Sec. 11. RCW 13.34.165 and 2000 c 122 s 21 are each amended to read as follows:

(1) Failure by a party to comply with an order entered under this chapter is civil contempt of court as provided in RCW 7.21.030(2)~~((e))~~.

(2) The maximum term of confinement that may be imposed as a remedial sanction for contempt of court under this section is confinement for up to ~~((seven days))~~ seventy-two hours.

(3) A child held for contempt under this section shall be confined only in a secure juvenile detention facility operated by or pursuant to a contract with a county.

(4) A motion for contempt may be made by a parent, juvenile court personnel, or by any public agency, organization, or person having custody of the child under a court order entered pursuant to this chapter.

~~((5))~~ (5)(a) Subject to (b) of this subsection, whenever the court finds probable cause to believe, based upon consideration of a motion ((for contempt)) and the information set forth in a supporting declaration, that a child ((has violated a placement order entered under this chapter)) is missing from care, the court may issue an order directing law enforcement to pick up and ((take)) return the child to ((detention)) department custody. ((The order may be entered ex parte without prior notice to the child or other parties. Following the child's admission to detention, a detention review hearing must be held in accordance with RCW 13.32A.065.))

(b) If the department is notified of the child's whereabouts and authorizes the child's location, the court must withdraw the order directing law enforcement to pick up and return the child to department custody.

(6) Nothing in this section shall be construed to limit the court's inherent contempt power or curtail its exercise.

Sec. 12. RCW 13.34.165 and 2019 c ... s 11 (section 11 of this act) are each amended to read as follows:

(1) Failure by a party to comply with an order entered under this chapter is civil contempt of court as provided in RCW 7.21.030(2).

~~(2) ((The maximum term of confinement that may be imposed as a remedial sanction for contempt of court under this section is confinement for up to seventy-two hours.~~

~~(3) A child held for contempt under this section shall be confined only in a secure juvenile detention facility operated by or pursuant to a contract with a county.~~

(4)) A motion for contempt may be made by a parent, juvenile court personnel, or by any public agency, organization, or person having custody of the child under a court order entered pursuant to this chapter.

~~((5))~~ (3)(a) Subject to (b) of this subsection, whenever the court finds probable cause to believe, based upon consideration of a motion and the information set forth in a supporting declaration, that a child is missing from care, the court may issue an order directing law enforcement to pick up and return the child to department custody.

(b) If the department is notified of the child's whereabouts and authorizes the child's location, the court must withdraw the order directing law enforcement to pick up and return the child to department custody.

~~((6))~~ (4) Nothing in this section shall be construed to limit the court's inherent contempt power or curtail its exercise.

Sec. 13. RCW 28A.225.090 and 2017 c 291 s 5 are each amended to read as follows:

(1) A court may order a child subject to a petition under RCW 28A.225.035 to do one or more of the following:

(a) Attend the child's current school, and set forth minimum attendance requirements, which shall not consider a suspension day as an unexcused absence;

(b) If there is space available and the program can provide educational services appropriate for the child, order the child to attend another public school, an alternative education program, center, a skill center, dropout prevention program, or another public educational program;

(c) Attend a private nonsectarian school or program including an education center. Before ordering a child to attend an approved or certified private nonsectarian school or program, the court shall: (i) Consider the public and

private programs available; (ii) find that placement is in the best interest of the child; and (iii) find that the private school or program is willing to accept the child and will not charge any fees in addition to those established by contract with the student's school district. If the court orders the child to enroll in a private school or program, the child's school district shall contract with the school or program to provide educational services for the child. The school district shall not be required to contract for a weekly rate that exceeds the state general apportionment dollars calculated on a weekly basis generated by the child and received by the district. A school district shall not be required to enter into a contract that is longer than the remainder of the school year. A school district shall not be required to enter into or continue a contract if the child is no longer enrolled in the district;

(d) Submit to a substance abuse assessment if the court finds on the record that such assessment is appropriate to the circumstances and behavior of the child and will facilitate the child's compliance with the mandatory attendance law and, if any assessment, including a urinalysis test ordered under this subsection indicates the use of controlled substances or alcohol, order the minor to abstain from the unlawful consumption of controlled substances or alcohol and adhere to the recommendations of the substance abuse assessment at no expense to the school; or

(e) Submit to a mental health evaluation or other diagnostic evaluation and adhere to the recommendations of the drug assessment, at no expense to the school, if the court finds on the court records that such evaluation is appropriate to the circumstances and behavior of the child, and will facilitate the child's compliance with the mandatory attendance law.

(2)(a) If the child fails to comply with the court order, the court may impose:

(i) Community restitution;

(ii) Nonresidential programs with intensive wraparound services;

(iii) A requirement that the child meet with a mentor for a specified number of times; or

(iv) Other services and interventions that the court deems appropriate.

(b) If the child continues to fail to comply with the court order and the court makes a finding that other measures to secure compliance have been tried but have been unsuccessful and no less restrictive alternative is available, the court may order the child to be subject to detention, as provided in RCW 7.21.030(2)(e). Failure by a child to comply with an order issued under this subsection shall not be subject to detention for a period greater than that permitted pursuant to a civil contempt proceeding against a child under chapter 13.32A RCW. Detention ordered under this subsection may be for no longer than ~~((seven days))~~ seventy-two hours. Detention ordered under this subsection shall preferably be served at a secure crisis residential center close to the child's home rather than in a juvenile detention facility. A warrant of arrest for a child under this subsection

may not be served on a child inside of school during school hours in a location where other students are present.

(3) Any parent violating any of the provisions of either RCW 28A.225.010, 28A.225.015, or 28A.225.080 shall be fined not more than twenty-five dollars for each day of unexcused absence from school. The court shall remit fifty percent of the fine collected under this section to the child's school district. It shall be a defense for a parent charged with violating RCW 28A.225.010 to show that he or she exercised reasonable diligence in attempting to cause a child in his or her custody to attend school or that the child's school did not perform its duties as required in RCW 28A.225.020. The court may order the parent to provide community restitution instead of imposing a fine. Any fine imposed pursuant to this section may be suspended upon the condition that a parent charged with violating RCW 28A.225.010 shall participate with the school and the child in a supervised plan for the child's attendance at school or upon condition that the parent attend a conference or conferences scheduled by a school for the purpose of analyzing the causes of a child's absence.

(4) If a child continues to be truant after entering into a court-approved order with the truancy board under RCW 28A.225.035, the juvenile court shall find the child in contempt, and the court may order the child to be subject to detention, as provided in RCW 7.21.030(2)(e), or may impose alternatives to detention such as meaningful community restitution. Failure by a child to comply with an order issued under this subsection may not subject a child to detention for a period greater than that permitted under a civil contempt proceeding against a child under chapter 13.32A RCW.

(5) Nothing in this section shall be construed to limit the court's inherent contempt power or curtail its exercise.

(6) Subsections (1), (2), and (4) of this section shall not apply to a six or seven year old child required to attend public school under RCW 28A.225.015.

Sec. 14. RCW 28A.225.090 and 2019 c ... s 13 (section 13 of this act) are each amended to read as follows:

(1) A court may order a child subject to a petition under RCW 28A.225.035 to do one or more of the following:

(a) Attend the child's current school, and set forth minimum attendance requirements, which shall not consider a suspension day as an unexcused absence;

(b) If there is space available and the program can provide educational services appropriate for the child, order the child to attend another public school, an alternative education program, center, a skill center, dropout prevention program, or another public educational program;

(c) Attend a private nonsectarian school or program including an education center. Before ordering a child to attend an approved or certified private nonsectarian school or program, the court shall: (i) Consider the public and private programs available; (ii) find that placement is in the best interest of the child; and (iii) find that the private school or program is willing to accept the child and will not charge

any fees in addition to those established by contract with the student's school district. If the court orders the child to enroll in a private school or program, the child's school district shall contract with the school or program to provide educational services for the child. The school district shall not be required to contract for a weekly rate that exceeds the state general apportionment dollars calculated on a weekly basis generated by the child and received by the district. A school district shall not be required to enter into a contract that is longer than the remainder of the school year. A school district shall not be required to enter into or continue a contract if the child is no longer enrolled in the district;

(d) Submit to a substance abuse assessment if the court finds on the record that such assessment is appropriate to the circumstances and behavior of the child and will facilitate the child's compliance with the mandatory attendance law and, if any assessment, including a urinalysis test ordered under this subsection indicates the use of controlled substances or alcohol, order the minor to abstain from the unlawful consumption of controlled substances or alcohol and adhere to the recommendations of the substance abuse assessment at no expense to the school; or

(e) Submit to a mental health evaluation or other diagnostic evaluation and adhere to the recommendations of the drug assessment, at no expense to the school, if the court finds on the court records that such evaluation is appropriate to the circumstances and behavior of the child, and will facilitate the child's compliance with the mandatory attendance law.

(2)((a)) If the child fails to comply with the court order, the court may impose:

((i)) (a) Community restitution;

((ii)) (b) Nonresidential programs with intensive wraparound services;

((iii)) (c) A requirement that the child meet with a mentor for a specified number of times; or

((iv)) (d) Other services and interventions that the court deems appropriate.

~~((b) If the child continues to fail to comply with the court order and the court makes a finding that other measures to secure compliance have been tried but have been unsuccessful and no less restrictive alternative is available, the court may order the child to be subject to detention, as provided in RCW 7.21.030(2)(e). Failure by a child to comply with an order issued under this subsection shall not be subject to detention for a period greater than that permitted pursuant to a civil contempt proceeding against a child under chapter 13.32A RCW. Detention ordered under this subsection may be for no longer than seventy-two hours. Detention ordered under this subsection shall preferably be served at a secure crisis residential center close to the child's home rather than in a juvenile detention facility. A warrant of arrest for a child under this subsection may not be served on a child inside of school during school hours in a location where other students are present.))~~

(3) Any parent violating any of the provisions of either RCW 28A.225.010, 28A.225.015, or 28A.225.080

shall be fined not more than twenty-five dollars for each day of unexcused absence from school. The court shall remit fifty percent of the fine collected under this section to the child's school district. It shall be a defense for a parent charged with violating RCW 28A.225.010 to show that he or she exercised reasonable diligence in attempting to cause a child in his or her custody to attend school or that the child's school did not perform its duties as required in RCW 28A.225.020. The court may order the parent to provide community restitution instead of imposing a fine. Any fine imposed pursuant to this section may be suspended upon the condition that a parent charged with violating RCW 28A.225.010 shall participate with the school and the child in a supervised plan for the child's attendance at school or upon condition that the parent attend a conference or conferences scheduled by a school for the purpose of analyzing the causes of a child's absence.

(4) If a child continues to be truant after entering into a court-approved order with the truancy board under RCW 28A.225.035, the juvenile court shall find the child in contempt, and the court may ~~((order the child to be subject to detention, as provided in RCW 7.21.030(2)(e), or may))~~ impose alternatives to detention ~~((such as meaningful community restitution. Failure by a child to comply with an order issued under this subsection may not subject a child to detention for a period greater than that permitted under a civil contempt proceeding against a child under chapter 13.32A RCW))~~ consistent with best practice models for reengagement with school.

(5) Nothing in this section shall be construed to limit the court's inherent contempt power or curtail its exercise.

(6) Subsections (1), (2), and (4) of this section shall not apply to a six or seven year old child required to attend public school under RCW 28A.225.015.

Sec. 15. RCW 43.185C.260 and 2018 c 58 s 61 are each amended to read as follows:

(1) A law enforcement officer shall take a child into custody:

(a) If a law enforcement agency has been contacted by the parent of the child that the child is absent from parental custody without consent; or

(b) If a law enforcement officer reasonably believes, considering the child's age, the location, and the time of day, that a child is in circumstances which constitute a danger to the child's safety or that a child is violating a local curfew ordinance; or

(c) If an agency legally charged with the supervision of a child has notified a law enforcement agency that the child has run away from placement~~((=or~~

~~((d) If a law enforcement agency has been notified by the juvenile court that the court finds probable cause exists to believe that the child has violated a court placement order issued under this chapter or chapter 13.34 RCW or that the court has issued an order for law enforcement pick-up of the child under this chapter or chapter 13.34 RCW)).~~

(2) Law enforcement custody shall not extend beyond the amount of time reasonably necessary to transport the child to a destination authorized by law and to place the child at that destination. Law enforcement custody continues until the law enforcement officer transfers custody to a person, agency, or other authorized entity under this chapter, or releases the child because no placement is available. Transfer of custody is not complete unless the person, agency, or entity to whom the child is released agrees to accept custody.

(3) If a law enforcement officer takes a child into custody pursuant to either subsection (1)(a) or (b) of this section and transports the child to a crisis residential center, the officer shall, within twenty-four hours of delivering the child to the center, provide to the center a written report detailing the reasons the officer took the child into custody. The center shall provide the department of children, youth, and families with a copy of the officer's report if the youth is in the care of or receiving services from the department of children, youth, and families.

(4) If the law enforcement officer who initially takes the juvenile into custody or the staff of the crisis residential center have reasonable cause to believe that the child is absent from home because he or she is abused or neglected, a report shall be made immediately to the department of children, youth, and families.

(5) Nothing in this section affects the authority of any political subdivision to make regulations concerning the conduct of minors in public places by ordinance or other local law.

(6) If a law enforcement officer has a reasonable suspicion that a child is being unlawfully harbored in violation of RCW 13.32A.080, the officer shall remove the child from the custody of the person harboring the child and shall transport the child to one of the locations specified in RCW 43.185C.265.

(7) No child may be placed in a secure facility except as provided in this chapter.

Sec. 16. RCW 43.185C.265 and 2015 c 69 s 14 are each amended to read as follows:

(1) An officer taking a child into custody under RCW 43.185C.260(1) (a) or (b) shall inform the child of the reason for such custody and shall:

(a) Transport the child to his or her home or to a parent at his or her place of employment, if no parent is at home. The parent may request that the officer take the child to the home of an adult extended family member, responsible adult, crisis residential center, the department of ~~((social and health services))~~ children, youth, and families, or a licensed youth shelter. In responding to the request of the parent, the officer shall take the child to a requested place which, in the officer's belief, is within a reasonable distance of the parent's home. The officer releasing a child into the custody of a parent, an adult extended family member, responsible adult, or a licensed youth shelter shall inform the person receiving the child of the reason for taking the child into custody and

inform all parties of the nature and location of appropriate services available in the community; or

(b) After attempting to notify the parent, take the child to a designated crisis residential center's secure facility or a center's semi-secure facility if a secure facility is full, not available, or not located within a reasonable distance if:

(i) The child expresses fear or distress at the prospect of being returned to his or her home which leads the officer to believe there is a possibility that the child is experiencing some type of abuse or neglect;

(ii) It is not practical to transport the child to his or her home or place of the parent's employment; or

(iii) There is no parent available to accept custody of the child; or

(c) After attempting to notify the parent, if a crisis residential center is full, not available, or not located within a reasonable distance, request the department of ~~((social and health services))~~ children, youth, and families to accept custody of the child. If the department of ~~((social and health services))~~ children, youth, and families determines that an appropriate placement is currently available, the department of ~~((social and health services))~~ children, youth, and families shall accept custody and place the child in an out-of-home placement. Upon accepting custody of a child from the officer, the department of ~~((social and health services))~~ children, youth, and families may place the child in an out-of-home placement for up to seventy-two hours, excluding Saturdays, Sundays, and holidays, without filing a child in need of services petition, obtaining parental consent, or obtaining an order for placement under chapter 13.34 RCW. Upon transferring a child to the department of ~~((social and health services))~~ children, youth, and families' custody, the officer shall provide written documentation of the reasons and the statutory basis for taking the child into custody. If the department of ~~((social and health services))~~ children, youth, and families declines to accept custody of the child, the officer may release the child after attempting to take the child to the following, in the order listed: The home of an adult extended family member; a responsible adult; or a licensed youth shelter. The officer shall immediately notify the department of ~~((social and health services))~~ children, youth, and families if no placement option is available and the child is released.

(2) An officer taking a child into custody under RCW 43.185C.260(1)(c) ~~((or (d)))~~ shall inform the child of the reason for custody. An officer taking a child into custody under RCW 43.185C.260(1)(c) may release the child to the supervising agency, may return the child to the placement authorized by the supervising agency, or shall take the child to a designated crisis residential center ~~((s secure facility. If the secure facility is not available, not located within a reasonable distance, or full, the officer shall take the child to a semi secure crisis residential center. An officer taking a child into custody under RCW 43.185C.260(1)(d) may place the child in a juvenile detention facility as provided in RCW 43.185C.270 or a secure facility, except that the child shall be taken to detention whenever the officer has been notified that a juvenile court has entered a detention order under this chapter or chapter 13.34 RCW)).~~

(3) Every officer taking a child into custody shall provide the child and his or her parent or parents or responsible adult with a copy of the statement specified in RCW 43.185C.290(6).

(4) Whenever an officer transfers custody of a child to a crisis residential center or the department of ~~((social and health services))~~ children, youth, and families, the child may reside in the crisis residential center or may be placed by the department of ~~((social and health services))~~ children, youth, and families in an out-of-home placement for an aggregate total period of time not to exceed seventy-two hours excluding Saturdays, Sundays, and holidays. Thereafter, the child may continue in out-of-home placement only if the parents have consented, a child in need of services petition has been filed, or an order for placement has been entered under chapter 13.34 RCW.

(5) The department of ~~((social and health services))~~ children, youth, and families shall ensure that all law enforcement authorities are informed on a regular basis as to the location of all designated secure and semi-secure facilities within centers in their jurisdiction, where children taken into custody under RCW 43.185C.260 may be taken.

Sec. 17. RCW 2.56.032 and 2016 c 205 s 19 are each amended to read as follows:

(1)(a) To accurately track the extent to which courts order youth into a secure detention facility in Washington state for the violation of a court order related to a truancy, at-risk youth, or a child in need of services petition, all juvenile courts shall transmit youth-level secure detention data to the administrative office of the courts.

(b) Data may either be entered into the statewide management information system for juvenile courts or securely transmitted to the administrative office of the courts at least monthly. Juvenile courts shall provide, at a minimum, the name and date of birth for the youth, the court case number assigned to the petition, the reasons for admission to the juvenile detention facility, the date of admission, the date of exit, and the time the youth spent in secure confinement.

(c) Courts are also encouraged to report individual-level data reflecting whether a detention alternative, such as electronic monitoring, was used, and the time spent in detention alternatives.

(d) The administrative office of the courts and the juvenile court administrators must work to develop uniform data standards for detention.

(2) The administrative office of the courts shall deliver an annual statewide report to the legislature that details the number of Washington youth who are placed into detention facilities during the preceding calendar year. The first report shall be delivered by March 1, 2017, and shall detail the most serious reason for detention and youth gender, race, and ethnicity. The report must have a specific emphasis on youth who are detained for reasons relating to a truancy, at-risk youth, or a child in need of services petition. The report must:

(a) Consider the written findings described in RCW 7.21.030(2)(e)(ii)(B), and provide an analysis of the rationale and evidence used and the less restrictive options considered;

(b) Monitor the utilization of alternatives to detention;

(c) Track trends in the use of at-risk youth petitions;

(d) Track trends in the use of secure residential programs with intensive wraparound services; and

(e) Track the race and gender of youth with at-risk petitions.

NEW SECTION. Sec. 18. The following acts or parts of acts are each repealed:

(1)RCW 43.185C.270 (Youth services—Officer taking child into custody—Placing in detention—Detention review hearing—Hearing on contempt) and 2015 c 69 s 15; and

(2)1998 c 296 s 35 (uncodified).

NEW SECTION. Sec. 19. Except for sections 4, 5, 6, 8, 9, 12, and 14 of this act, this necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect July 1, 2019.

NEW SECTION. Sec. 20. Sections 4, 8, and 12 of this act take effect July 1, 2020.

NEW SECTION. Sec. 21. Sections 5 and 14 of this act take effect July 1, 2021.

NEW SECTION. Sec. 22. Sections 6 and 9 of this act take effect July 1, 2023."

Correct the title.

Representative Griffey moved the adoption of amendment (924) to the striking amendment (921):

On page 2, at the beginning of line 9 of the striking amendment, strike "(1)"

On page 2, beginning on line 28 of the striking amendment, strike all of subsection (2)

On page 9, beginning on line 16 of the striking amendment, after "to" strike all material through "~~(iv)~~" on page 10, line 9 and insert "juvenile detention for a period of time not to exceed seventy-two hours, excluding Saturdays, Sundays, and holidays. The seventy-two hour period shall commence upon the next nonholiday weekday following the court order and shall run to the end of the last nonholiday weekday within the seventy-two hour period. The court may only order detention as a sanction for contempt of court in at-risk youth proceedings if no secure crisis residential

center beds are available for the child. This sanction may be imposed in addition to, or as an alternative to, any other remedial sanction authorized by this chapter. This remedy is specifically determined to be a remedial sanction.

(ii) Prior to committing any youth to juvenile detention as a sanction for contempt in at-risk youth petition cases only under chapter 13.32A RCW, or for failure to appear at a court hearing in at-risk youth petition cases only under chapter 13.32A RCW, the court must:

(A) Consider, on the record, the mitigating and aggravating factors used to determine the appropriateness of detention for enforcement of its order;

(B) Enter written findings affirming that it considered all less restrictive options, that no secure crisis residential center beds are available, and that detention is the only appropriate alternative, including its rationale and the clear, cogent, and convincing evidence used to enforce the order;

(C) Afford the same due process considerations that it affords all youth in criminal contempt proceedings; and

(D) Seek input from all relevant parties, including the youth.

(iii) Detention periods for youth sanctioned to juvenile detention for contempt in at-risk youth petition cases only under chapter 13.32A RCW, or for failure to appear at a court hearing in at-risk youth petition cases only under chapter 13.32A RCW, shall be:

(A) No more than seventy-two hours, regardless of the number of violations being considered at the hearing; and

(B) Limited to no more than two sanctions, up to seventy-two hours each, in any thirty-day period.

(iv)"

On page 14, beginning on line 31 of the striking amendment, after "confinement" strike all material through "only" on page 15, line 12 and insert "for up to seventy-two hours, or both for contempt of court under this section if (A) one of the less restrictive alternatives under (a) of this subsection has been attempted and another violation of the order has occurred, or (B) the court issues a formal finding that none of the less restrictive alternatives is available. The seventy-two hour period excludes Saturdays, Sundays, and holidays and shall commence upon the next nonholiday weekday following the court order and shall run to the end of the last nonholiday weekday within the seventy-two hour period.

(ii) A child placed in confinement for contempt under this section shall be placed in confinement only in a secure juvenile detention facility operated by or pursuant to a contract with a county.

(iii) The court may only order detention as a sanction for contempt of court in at-risk youth proceedings if no secure crisis residential center beds are available for the child"

Representative Griffey spoke in favor of the adoption of the amendment to the striking amendment.

Representative Senn spoke against the adoption of the amendment to the striking amendment.

Amendment (924) to the striking amendment (921) was not adopted.

Representative Dent moved the adoption of amendment (927) to the striking amendment (921):

On page 5, beginning on line 1 of the striking amendment, strike all of sections 4, 5, and 6

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 12, beginning on line 13 of the striking amendment, strike all of sections 8 and 9

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 17, beginning on line 27 of the striking amendment, strike all of section 12

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 20, beginning on line 36 of the striking amendment, strike all of sections 14, 15, and 16

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 28, beginning on line 11 of the striking amendment, after "19." strike all material through "this" on line 12 and insert "This act is"

On page 28, beginning on line 16 of the striking amendment, strike all of sections 20, 21, and 22

Renumber remaining sections consecutively and correct any internal references accordingly.

Representatives Dent and Klippert spoke in favor of the adoption of the amendment to the striking amendment.

Representative Senn spoke against the adoption of the amendment to the striking amendment.

MOTION

On motion of Representative Griffey, Representative DeBolt was excused

An electronic roll call was requested.

ROLL CALL

The Clerk called the roll on the adoption of amendment (927) to the striking amendment (921), and the amendment was not adopted by the following vote: Yeas: 42; Nays: 54; Absent: 1; Excused: 1

Voting yea: Representatives Barkis, Blake, Boehnke, Caldier, Chambers, Chandler, Chapman, Corry, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Kirby, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Orcutt, Rude, Schmick, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra, and Young

Voting nay: Representatives Appleton, Bergquist, Callan, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves,

Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen, and Wylie

Absent: Representative Mosbrucker

Excused: Representative DeBolt

Amendment (927) to the striking amendment (921) was not adopted.

Representative McCaslin moved the adoption of amendment (926) to the striking amendment (921):

On page 28, after line 4 of the striking amendment, insert the following:

"NEW SECTION. Sec. 18. The sum of seven hundred fifty thousand dollars, or as much thereof as may be necessary, is appropriated for the fiscal year ending June 30, 2020, from the general fund, and the sum of seven hundred fifty thousand dollars, or as much thereof as may be necessary, is appropriated for the fiscal year ending June 30, 2021, from the general fund to the department of commerce to provide funding for secure crisis residential centers in counties that do not currently have a secure crisis residential center."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Representatives McCaslin and Irwin spoke in favor of the adoption of the amendment to the striking amendment.

Representative Robinson spoke against the adoption of the amendment (926) to the striking amendment.

An electronic roll call was requested.

ROLL CALL

The Clerk called the roll on the adoption of amendment (926) to the striking amendment (921), and the amendment was not adopted by the following vote: Yeas: 41; Nays: 56; Absent: 0; Excused: 1

Voting yea: Representatives Barkis, Blake, Boehnke, Caldier, Chambers, Chandler, Corry, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Mosbrucker, Orcutt, Rude, Schmick, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra, and Young

Voting nay: Representatives Appleton, Bergquist, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen, and Wylie

Excused: Representative DeBolt

Amendment (926) to the striking amendment (921) was not adopted.

Representative Klippert moved the adoption of amendment (925) to the striking amendment (921):

On page 28, line 20 of the striking amendment, after "Sec. 22." insert "(1)"

On page 28, line 21 of the striking amendment, after "2023" insert ", only if the condition described in subsection (2) of this section is satisfied.

(2) On May 1, 2023, the office of financial management must determine whether there are enough secure crisis residential center beds available at that time to serve the number of individuals detained as a court contempt sanction for an at-risk youth court proceeding based on the most recent annual at-risk youth detention information, and if so, the office of financial management must immediately provide written notice of the effective date of sections 4 and 6 of this act to affected parties, the chief clerk of the house of representatives, the secretary of the senate, the office of the code reviser, and others as deemed necessary by the office of financial management"

Representative Klippert spoke in favor of the adoption of the amendment to the striking amendment.

Representative Senn spoke against the adoption of the amendment to the striking amendment.

Amendment (925) to the striking amendment (921) was not adopted.

The striking amendment (921) was adopted.

Representatives Frame, Senn and Goodman spoke in favor of the passage of the bill.

Representatives Dent, McCaslin, Klippert and Irwin spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Second Substitute Senate Bill No. 5290, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 5290, as amended by the House, and the bill passed the House by the following vote: Yeas, 55; Nays, 42; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Blake, Boehnke, Caldier, Chambers, Chandler, Corry, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff,

Irwin, Jenkin, Kirby, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Mosbrucker, Orcutt, Rude, Schmick, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

Excused: Representative DeBolt.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5290, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House adjourned until 10:00 a.m., April 28, 2019, the 105th Day of the Regular Session.

FRANK CHOPP, Speaker

BERNARD DEAN, Chief Clerk

SIXTY SIXTH LEGISLATURE - REGULAR SESSION

ONE HUNDRED FIFTH DAY

House Chamber, Olympia, Sunday, April 28, 2019

The House was called to order at 10:00 a.m. by the Speaker (Representative Lovick presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Rob Barnes and Virginia Hael. The Speaker (Representative Lovick presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Representative Cindy Ryu, 32nd Legislative District, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

There being no objection, the House advanced to the third order of business.

MESSAGES FROM THE SENATE

April 27, 2019

MR. SPEAKER:

The President has signed:

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1139, HOUSE BILL NO. 1385, SUBSTITUTE HOUSE BILL NO. 1436, HOUSE BILL NO. 1499, ENGROSSED SUBSTITUTE HOUSE BILL NO. 1696, SECOND SUBSTITUTE HOUSE BILL NO. 1893, ENGROSSED SUBSTITUTE HOUSE BILL NO. 2015, SUBSTITUTE HOUSE BILL NO. 2024, HOUSE BILL NO. 2035, ENGROSSED SUBSTITUTE HOUSE BILL NO. 2097,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

April 28, 2019

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1107, SUBSTITUTE HOUSE BILL NO. 1195,

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1224, HOUSE BILL NO. 1301, SUBSTITUTE HOUSE BILL NO. 1652, ENGROSSED SUBSTITUTE HOUSE BILL NO. 1667, ENGROSSED HOUSE BILL NO. 1789,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

April 28, 2019

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6004,

and the same is herewith transmitted.

Brad Hendrickson, Secretary

April 28, 2019

MR. SPEAKER:

The President has signed:

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5290, SUBSTITUTE SENATE BILL NO. 5695, ENGROSSED SUBSTITUTE SENATE BILL NO. 6004,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

April 28, 2019

MR. SPEAKER:

The Senate has passed:

SENATE BILL NO. 6025,

and the same is herewith transmitted.

Brad Hendrickson, Secretary

April 28, 2019

MR. SPEAKER:

The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 8406,

and the same is herewith transmitted.

Brad Hendrickson, Secretary

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

April 27, 2019

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 1768 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 18.205.010 and 1998 c 243 s 1 are each amended to read as follows:

The legislature recognizes ~~((chemical dependency))~~ substance use disorder professionals as discrete health professionals. ~~((Chemical dependency))~~ Substance use disorder professional certification serves the public interest.

Sec. 2. RCW 18.205.020 and 2008 c 135 s 15 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Certification" means a voluntary process recognizing an individual who qualifies by examination and meets established educational prerequisites, and which protects the title of practice.

~~(2) ("Certified chemical dependency professional" means an individual certified in chemical dependency counseling, under this chapter.~~

~~(3) "Certified chemical dependency professional trainee" means an individual working toward the education and experience requirements for certification as a chemical dependency professional.~~

~~(4) "Chemical dependency counseling" means employing the core competencies of chemical dependency counseling to assist or attempt to assist an alcohol or drug addicted person to develop and maintain abstinence from alcohol and other mood altering drugs.~~

~~(5))~~ "Committee" means the ~~((chemical dependency))~~ substance use disorder professional

certification advisory committee established under this chapter.

~~((6))~~ (3) "Core competencies of ~~((chemical dependency))~~ substance use disorder counseling" means competency in the nationally recognized knowledge, skills, and attitudes of professional practice, including assessment and diagnosis of ~~((chemical dependency))~~ substance use disorders, ~~((chemical dependency))~~ substance use disorder treatment planning and referral, patient and family education in the disease of ~~((chemical dependency))~~ substance use disorders, individual and group counseling ~~((with alcoholic and drug addicted individuals))~~, relapse prevention counseling, and case management, all oriented to assist ~~((alcoholic and drug addicted patients to achieve and maintain abstinence from mood altering substances and develop independent support systems))~~ individuals with substance use disorder in their recovery.

~~((7))~~ (4) "Department" means the department of health.

~~((8))~~ (5) "Health profession" means a profession providing health services regulated under the laws of this state.

~~((9))~~ (6) "Recovery" means a process of change through which individuals improve their health and wellness, live self-directed lives, and strive to reach their full potential. Recovery often involves achieving remission from active substance use disorder.

(7) "Secretary" means the secretary of health or the secretary's designee.

(8) "Substance use disorder counseling" means employing the core competencies of substance use disorder counseling to assist or attempt to assist individuals with substance use disorder in their recovery.

(9) "Substance use disorder professional" means an individual certified in substance use disorder counseling under this chapter.

(10) "Substance use disorder professional trainee" means an individual working toward the education and experience requirements for certification as a substance use disorder professional.

(11) "Co-occurring disorder specialist" means an individual possessing an enhancement that certifies the individual to provide substance use disorder counseling subject to the practice limitations under section 25 of this act.

(12) "Agency" means (a) a community behavioral health agency or facility operated, licensed, or certified by the state of Washington; (b) a federally recognized Indian tribe located within the state; (c) a county; (d) a federally qualified health center; or (e) a hospital.

(13) "Counseling" means employing any therapeutic techniques including, but not limited to, social work, mental health counseling, marriage and family therapy, and hypnotherapy, for a fee, that offer, assist, or attempt to assist an individual or individuals in the amelioration or adjustment of mental, emotional, or behavioral problems, and includes therapeutic techniques to achieve sensitivity

and awareness of self and others and the development of human potential. For the purposes of this chapter, nothing may be construed to imply that the practice of hypnotherapy is necessarily limited to counseling.

Sec. 3. RCW 18.205.030 and 2008 c 135 s 16 are each amended to read as follows:

No person may represent oneself as a certified ~~((chemical dependency))~~ substance use disorder professional ~~((or))~~, certified ~~((chemical dependency))~~ substance use disorder professional trainee, or co-occurring disorder specialist or use any title or description of services of a certified ~~((chemical dependency))~~ substance use disorder professional ~~((or))~~, certified ~~((chemical dependency))~~ substance use disorder professional trainee, or co-occurring disorder specialist without applying for certification, meeting the required qualifications, and being certified by the department of health, unless otherwise exempted by this chapter.

Sec. 4. RCW 18.205.080 and 2018 c 201 s 9007 are each amended to read as follows:

(1) The secretary shall appoint a ~~((chemical dependency))~~ substance use disorder certification advisory committee to further the purposes of this chapter. The committee shall be composed of seven members, one member initially appointed for a term of one year, three for a term of two years, and three for a term of three years. Subsequent appointments shall be for terms of three years. No person may serve as a member of the committee for more than two consecutive terms. Members of the committee shall be residents of this state. The committee shall be composed of four certified ~~((chemical dependency))~~ substance use disorder professionals; one ~~((chemical dependency))~~ substance use disorder treatment program director; one physician licensed under chapter 18.71 or 18.57 RCW who is certified in addiction medicine or a licensed or certified mental health practitioner; and one member of the public who has received ~~((chemical dependency))~~ substance use disorder counseling.

(2) The secretary may remove any member of the committee for cause as specified by rule. In the case of a vacancy, the secretary shall appoint a person to serve for the remainder of the unexpired term.

(3) The committee shall meet at the times and places designated by the secretary and shall hold meetings during the year as necessary to provide advice to the director. The committee may elect a chair and a vice chair. A majority of the members currently serving shall constitute a quorum.

(4) Each member of the committee shall be reimbursed for travel expenses as authorized in RCW 43.03.050 and 43.03.060. In addition, members of the committee shall be compensated in accordance with RCW 43.03.240 when engaged in the authorized business of the committee.

(5) The director of the health care authority, or his or her designee, shall serve as an ex officio member of the committee.

(6) The secretary, members of the committee, or individuals acting on their behalf are immune from suit in any action, civil or criminal, based on any certification or disciplinary proceedings or other official acts performed in the course of their duties.

Sec. 5. RCW 18.205.090 and 2001 c 251 s 30 are each amended to read as follows:

(1) The secretary shall issue a certificate to any applicant who demonstrates to the secretary's satisfaction that the following requirements have been met:

(a) Completion of an educational program approved by the secretary or successful completion of alternate training that meets established criteria;

(b) Successful completion of an approved examination, based on core competencies of ~~((chemical dependency))~~ substance use disorder counseling; and

(c) Successful completion of an experience requirement that establishes fewer hours of experience for applicants with higher levels of relevant education. In meeting any experience requirement established under this subsection, the secretary may not require more than one thousand five hundred hours of experience in ~~((chemical dependency))~~ substance use disorder counseling for applicants who are licensed under chapter 18.83 RCW or under chapter 18.79 RCW as advanced registered nurse practitioners.

(2) The secretary shall establish by rule what constitutes adequate proof of meeting the criteria.

(3) Applicants are subject to the grounds for denial of a certificate or issuance of a conditional certificate under chapter 18.130 RCW.

(4) Certified ~~((chemical dependency))~~ substance use disorder professionals shall not be required to be registered under chapter 18.19 RCW or licensed under chapter 18.225 RCW.

(5) As of the effective date of this section, a person certified under this chapter holding the title of chemical dependency professional is considered to hold the title of substance use disorder professional until such time as the person's present certification expires or is renewed.

Sec. 6. RCW 18.205.095 and 2008 c 135 s 18 are each amended to read as follows:

(1) The secretary shall issue a trainee certificate to any applicant who demonstrates to the satisfaction of the secretary that he or she is working toward the education and experience requirements in RCW 18.205.090.

(2) A trainee certified under this section shall submit to the secretary for approval a declaration, in accordance with rules adopted by the department, that he or she is enrolled in an approved education program and actively pursuing the experience requirements in RCW 18.205.090. This declaration must be updated with the trainee's annual renewal.

(3) A trainee certified under this section may practice only under the supervision of a certified ~~((chemical~~

~~dependency~~) substance use disorder professional. The first fifty hours of any face-to-face client contact must be under direct observation. All remaining experience must be under supervision in accordance with rules adopted by the department.

(4) A certified (~~chemical dependency~~) substance use disorder professional trainee provides (~~chemical dependency~~) substance use disorder assessments, counseling, and case management with a state regulated agency and can provide clinical services to patients consistent with his or her education, training, and experience as approved by his or her supervisor.

(5) A trainee certification may only be renewed four times.

(6) Applicants are subject to denial of a certificate or issuance of a conditional certificate for the reasons set forth in chapter 18.130 RCW.

(7) As of the effective date of this section, a person certified under this chapter holding the title of chemical dependency professional trainee is considered to hold the title of substance use disorder professional trainee until such time as the person's present certification expires or is renewed.

Sec. 7. RCW 18.205.100 and 2000 c 171 s 42 are each amended to read as follows:

The secretary may establish by rule the standards and procedures for approval of educational programs and alternative training. The requirements for who may provide approved supervision towards training must be the same for all applicants in the regular or alternative training pathways. The requirements for who may provide approved supervision towards training must allow approved supervision to be provided by a person who meets or exceeds the requirements of a certified substance use disorder professional in the state of Washington and who would be eligible to take the examination required for certification. The secretary may utilize or contract with individuals or organizations having expertise in the profession or in education to assist in the evaluations. The secretary shall establish by rule the standards and procedures for revocation of approval of educational programs. The standards and procedures set shall apply equally to educational programs and training in the United States and in foreign jurisdictions. The secretary may establish a fee for educational program evaluations.

Sec. 8. RCW 10.77.079 and 2015 1st sp.s. c 7 s 9 are each amended to read as follows:

(1) If the issue of competency to stand trial is raised by the court or a party under RCW 10.77.060, the prosecutor may continue with the competency process or dismiss the charges without prejudice and refer the defendant for assessment by a mental health professional, (~~chemical dependency~~) substance use disorder professional, co-occurring disorder specialist, or developmental disabilities professional to determine the appropriate service needs for the defendant.

(2) This section does not apply to defendants with a current charge or prior conviction for a violent offense or sex offense as defined in RCW 9.94A.030, or a violation of RCW 9A.36.031(1) (d), (f), or (h).

Sec. 9. RCW 13.40.020 and 2018 c 82 s 3 are each amended to read as follows:

For the purposes of this chapter:

(1) "Assessment" means an individualized examination of a child to determine the child's psychosocial needs and problems, including the type and extent of any mental health, substance abuse, or co-occurring mental health and substance abuse disorders, and recommendations for treatment. "Assessment" includes, but is not limited to, drug and alcohol evaluations, psychological and psychiatric evaluations, records review, clinical interview, and administration of a formal test or instrument;

(2) "Community-based rehabilitation" means one or more of the following: Employment; attendance of information classes; literacy classes; counseling, outpatient substance abuse treatment programs, outpatient mental health programs, anger management classes, education or outpatient treatment programs to prevent animal cruelty, or other services including, when appropriate, restorative justice programs; or attendance at school or other educational programs appropriate for the juvenile as determined by the school district. Placement in community-based rehabilitation programs is subject to available funds;

(3) "Community-based sanctions" may include one or more of the following:

(a) A fine, not to exceed five hundred dollars;

(b) Community restitution not to exceed one hundred fifty hours of community restitution;

(4) "Community restitution" means compulsory service, without compensation, performed for the benefit of the community by the offender as punishment for committing an offense. Community restitution may be performed through public or private organizations or through work crews;

(5) "Community supervision" means an order of disposition by the court of an adjudicated youth not committed to the department or an order granting a deferred disposition. A community supervision order for a single offense may be for a period of up to two years for a sex offense as defined by RCW 9.94A.030 and up to one year for other offenses. As a mandatory condition of any term of community supervision, the court shall order the juvenile to refrain from committing new offenses. As a mandatory condition of community supervision, the court shall order the juvenile to comply with the mandatory school attendance provisions of chapter 28A.225 RCW and to inform the school of the existence of this requirement. Community supervision is an individualized program comprised of one or more of the following:

(a) Community-based sanctions;

(b) Community-based rehabilitation;

(c) Monitoring and reporting requirements;

(d) Posting of a probation bond;

(e) Residential treatment, where substance abuse, mental health, and/or co-occurring disorders have been identified in an assessment by a qualified mental health professional, psychologist, psychiatrist, co-occurring disorder specialist, or ~~((chemical dependency))~~ substance use disorder professional and a funded bed is available. If a child agrees to voluntary placement in a state-funded long-term evaluation and treatment facility, the case must follow the existing placement procedure including consideration of less restrictive treatment options and medical necessity.

(i) A court may order residential treatment after consideration and findings regarding whether:

(A) The referral is necessary to rehabilitate the child;

(B) The referral is necessary to protect the public or the child;

(C) The referral is in the child's best interest;

(D) The child has been given the opportunity to engage in less restrictive treatment and has been unable or unwilling to comply; and

(E) Inpatient treatment is the least restrictive action consistent with the child's needs and circumstances.

(ii) In any case where a court orders a child to inpatient treatment under this section, the court must hold a review hearing no later than sixty days after the youth begins inpatient treatment, and every thirty days thereafter, as long as the youth is in inpatient treatment;

(6) "Confinement" means physical custody by the department of children, youth, and families in a facility operated by or pursuant to a contract with the state, or physical custody in a detention facility operated by or pursuant to a contract with any county. The county may operate or contract with vendors to operate county detention facilities. The department may operate or contract to operate detention facilities for juveniles committed to the department. Pretrial confinement or confinement of less than thirty-one days imposed as part of a disposition or modification order may be served consecutively or intermittently, in the discretion of the court;

(7) "Court," when used without further qualification, means the juvenile court judge(s) or commissioner(s);

(8) "Criminal history" includes all criminal complaints against the respondent for which, prior to the commission of a current offense:

(a) The allegations were found correct by a court. If a respondent is convicted of two or more charges arising out of the same course of conduct, only the highest charge from among these shall count as an offense for the purposes of this chapter; or

(b) The criminal complaint was diverted by a prosecutor pursuant to the provisions of this chapter on agreement of the respondent and after an advisement to the respondent that the criminal complaint would be considered

as part of the respondent's criminal history. A successfully completed deferred adjudication that was entered before July 1, 1998, or a deferred disposition shall not be considered part of the respondent's criminal history;

(9) "Department" means the department of children, youth, and families;

(10) "Detention facility" means a county facility, paid for by the county, for the physical confinement of a juvenile alleged to have committed an offense or an adjudicated offender subject to a disposition or modification order. "Detention facility" includes county group homes, inpatient substance abuse programs, juvenile basic training camps, and electronic monitoring;

(11) "Diversion unit" means any probation counselor who enters into a diversion agreement with an alleged youthful offender, or any other person, community accountability board, youth court under the supervision of the juvenile court, or other entity with whom the juvenile court administrator has contracted to arrange and supervise such agreements pursuant to RCW 13.40.080, or any person, community accountability board, or other entity specially funded by the legislature to arrange and supervise diversion agreements in accordance with the requirements of this chapter. For purposes of this subsection, "community accountability board" means a board comprised of members of the local community in which the juvenile offender resides. The superior court shall appoint the members. The boards shall consist of at least three and not more than seven members. If possible, the board should include a variety of representatives from the community, such as a law enforcement officer, teacher or school administrator, high school student, parent, and business owner, and should represent the cultural diversity of the local community;

(12) "Foster care" means temporary physical care in a foster family home or group care facility as defined in RCW 74.15.020 and licensed by the department, or other legally authorized care;

(13) "Institution" means a juvenile facility established pursuant to chapters 72.05 and 72.16 through 72.20 RCW;

(14) "Intensive supervision program" means a parole program that requires intensive supervision and monitoring, offers an array of individualized treatment and transitional services, and emphasizes community involvement and support in order to reduce the likelihood a juvenile offender will commit further offenses;

(15) "Juvenile," "youth," and "child" mean any individual who is under the chronological age of eighteen years and who has not been previously transferred to adult court pursuant to RCW 13.40.110, unless the individual was convicted of a lesser charge or acquitted of the charge for which he or she was previously transferred pursuant to RCW 13.40.110 or who is not otherwise under adult court jurisdiction;

(16) "Juvenile offender" means any juvenile who has been found by the juvenile court to have committed an offense, including a person eighteen years of age or older

over whom jurisdiction has been extended under RCW 13.40.300;

(17) "Labor" means the period of time before a birth during which contractions are of sufficient frequency, intensity, and duration to bring about effacement and progressive dilation of the cervix;

(18) "Local sanctions" means one or more of the following: (a) 0-30 days of confinement; (b) 0-12 months of community supervision; (c) 0-150 hours of community restitution; or (d) \$0-\$500 fine;

(19) "Manifest injustice" means a disposition that would either impose an excessive penalty on the juvenile or would impose a serious, and clear danger to society in light of the purposes of this chapter;

(20) "Monitoring and reporting requirements" means one or more of the following: Curfews; requirements to remain at home, school, work, or court-ordered treatment programs during specified hours; restrictions from leaving or entering specified geographical areas; requirements to report to the probation officer as directed and to remain under the probation officer's supervision; and other conditions or limitations as the court may require which may not include confinement;

(21) "Offense" means an act designated a violation or a crime if committed by an adult under the law of this state, under any ordinance of any city or county of this state, under any federal law, or under the law of another state if the act occurred in that state;

(22) "Physical restraint" means the use of any bodily force or physical intervention to control a juvenile offender or limit a juvenile offender's freedom of movement in a way that does not involve a mechanical restraint. Physical restraint does not include momentary periods of minimal physical restriction by direct person-to-person contact, without the aid of mechanical restraint, accomplished with limited force and designed to:

(a) Prevent a juvenile offender from completing an act that would result in potential bodily harm to self or others or damage property;

(b) Remove a disruptive juvenile offender who is unwilling to leave the area voluntarily; or

(c) Guide a juvenile offender from one location to another;

(23) "Postpartum recovery" means (a) the entire period a woman or youth is in the hospital, birthing center, or clinic after giving birth and (b) an additional time period, if any, a treating physician determines is necessary for healing after the youth leaves the hospital, birthing center, or clinic;

(24) "Probation bond" means a bond, posted with sufficient security by a surety justified and approved by the court, to secure the offender's appearance at required court proceedings and compliance with court-ordered community supervision or conditions of release ordered pursuant to RCW 13.40.040 or 13.40.050. It also means a deposit of cash

or posting of other collateral in lieu of a bond if approved by the court;

(25) "Respondent" means a juvenile who is alleged or proven to have committed an offense;

(26) "Restitution" means financial reimbursement by the offender to the victim, and shall be limited to easily ascertainable damages for injury to or loss of property, actual expenses incurred for medical treatment for physical injury to persons, lost wages resulting from physical injury, and costs of the victim's counseling reasonably related to the offense. Restitution shall not include reimbursement for damages for mental anguish, pain and suffering, or other intangible losses. Nothing in this chapter shall limit or replace civil remedies or defenses available to the victim or offender;

(27) "Restorative justice" means practices, policies, and programs informed by and sensitive to the needs of crime victims that are designed to encourage offenders to accept responsibility for repairing the harm caused by their offense by providing safe and supportive opportunities for voluntary participation and communication between the victim, the offender, their families, and relevant community members;

(28) "Restraints" means anything used to control the movement of a person's body or limbs and includes:

(a) Physical restraint; or

(b) Mechanical device including but not limited to: Metal handcuffs, plastic ties, ankle restraints, leather cuffs, other hospital-type restraints, tasers, or batons;

(29) "Screening" means a process that is designed to identify a child who is at risk of having mental health, substance abuse, or co-occurring mental health and substance abuse disorders that warrant immediate attention, intervention, or more comprehensive assessment. A screening may be undertaken with or without the administration of a formal instrument;

(30) "Secretary" means the secretary of the department;

(31) "Services" means services which provide alternatives to incarceration for those juveniles who have pleaded or been adjudicated guilty of an offense or have signed a diversion agreement pursuant to this chapter;

(32) "Sex offense" means an offense defined as a sex offense in RCW 9.94A.030;

(33) "Sexual motivation" means that one of the purposes for which the respondent committed the offense was for the purpose of his or her sexual gratification;

(34) "Surety" means an entity licensed under state insurance laws or by the state department of licensing, to write corporate, property, or probation bonds within the state, and justified and approved by the superior court of the county having jurisdiction of the case;

(35) "Transportation" means the conveying, by any means, of an incarcerated pregnant youth from the institution or detention facility to another location from the moment she

leaves the institution or detention facility to the time of arrival at the other location, and includes the escorting of the pregnant incarcerated youth from the institution or detention facility to a transport vehicle and from the vehicle to the other location;

(36) "Violation" means an act or omission, which if committed by an adult, must be proven beyond a reasonable doubt, and is punishable by sanctions which do not include incarceration;

(37) "Violent offense" means a violent offense as defined in RCW 9.94A.030;

(38) "Youth court" means a diversion unit under the supervision of the juvenile court.

Sec. 10. RCW 13.40.042 and 2014 c 128 s 4 are each amended to read as follows:

(1) When a police officer has reasonable cause to believe that a juvenile has committed acts constituting a nonfelony crime that is not a serious offense as identified in RCW 10.77.092, and the officer believes that the juvenile suffers from a mental disorder, and the local prosecutor has entered into an agreement with law enforcement regarding the detention of juveniles who may have a mental disorder or may be suffering from chemical dependency, the arresting officer, instead of taking the juvenile to the local juvenile detention facility, may take the juvenile to:

(a) An evaluation and treatment facility as defined in RCW 71.34.020 if the juvenile suffers from a mental disorder and the facility has been identified as an alternative location by agreement of the prosecutor, law enforcement, and the mental health provider;

(b) A facility or program identified by agreement of the prosecutor and law enforcement; or

(c) A location already identified and in use by law enforcement for the purpose of a behavioral health diversion.

(2) For the purposes of this section, an "alternative location" means a facility or program that has the capacity to evaluate a youth and, if determined to be appropriate, develop a behavioral health intervention plan and initiate treatment.

(3) If a juvenile is taken to any location described in subsection (1)(a) or (b) of this section, the juvenile may be held for up to twelve hours and must be examined by a mental health or ~~((chemical dependency))~~ substance use disorder professional within three hours of arrival.

(4) The authority provided pursuant to this section is in addition to existing authority under RCW 10.31.110 and 10.31.120.

Sec. 11. RCW 18.130.040 and 2017 c 336 s 18 are each amended to read as follows:

(1) This chapter applies only to the secretary and the boards and commissions having jurisdiction in relation to the professions licensed under the chapters specified in this section. This chapter does not apply to any business or profession not licensed under the chapters specified in this section.

(2)(a) The secretary has authority under this chapter in relation to the following professions:

(i) Dispensing opticians licensed and designated apprentices under chapter 18.34 RCW;

(ii) Midwives licensed under chapter 18.50 RCW;

(iii) Ocularists licensed under chapter 18.55 RCW;

(iv) Massage therapists and businesses licensed under chapter 18.108 RCW;

(v) Dental hygienists licensed under chapter 18.29 RCW;

(vi) East Asian medicine practitioners licensed under chapter 18.06 RCW;

(vii) Radiologic technologists certified and X-ray technicians registered under chapter 18.84 RCW;

(viii) Respiratory care practitioners licensed under chapter 18.89 RCW;

(ix) Hypnotherapists and agency affiliated counselors registered and advisors and counselors certified under chapter 18.19 RCW;

(x) Persons licensed as mental health counselors, mental health counselor associates, marriage and family therapists, marriage and family therapist associates, social workers, social work associates—advanced, and social work associates—independent clinical under chapter 18.225 RCW;

(xi) Persons registered as nursing pool operators under chapter 18.52C RCW;

(xii) Nursing assistants registered or certified or medication assistants endorsed under chapter 18.88A RCW;

(xiii) Dietitians and nutritionists certified under chapter 18.138 RCW;

(xiv) ~~((Chemical dependency))~~ Substance use disorder professionals ~~((and chemical dependency))~~, substance use disorder professional trainees, or co-occurring disorder specialists certified under chapter 18.205 RCW;

(xv) Sex offender treatment providers and certified affiliate sex offender treatment providers certified under chapter 18.155 RCW;

(xvi) Persons licensed and certified under chapter 18.73 RCW or RCW 18.71.205;

(xvii) Orthotists and prosthetists licensed under chapter 18.200 RCW;

(xviii) Surgical technologists registered under chapter 18.215 RCW;

(xix) Recreational therapists under chapter 18.230 RCW;

(xx) Animal massage therapists certified under chapter 18.240 RCW;

(xxi) Athletic trainers licensed under chapter 18.250 RCW;

(xxii) Home care aides certified under chapter 18.88B RCW;

(xxiii) Genetic counselors licensed under chapter 18.290 RCW;

(xxiv) Reflexologists certified under chapter 18.108 RCW;

(xxv) Medical assistants-certified, medical assistants-hemodialysis technician, medical assistants-phlebotomist, forensic phlebotomist, and medical assistants-registered certified and registered under chapter 18.360 RCW; and

(xxvi) Behavior analysts, assistant behavior analysts, and behavior technicians under chapter 18.380 RCW.

(b) The boards and commissions having authority under this chapter are as follows:

(i) The podiatric medical board as established in chapter 18.22 RCW;

(ii) The chiropractic quality assurance commission as established in chapter 18.25 RCW;

(iii) The dental quality assurance commission as established in chapter 18.32 RCW governing licenses issued under chapter 18.32 RCW, licenses and registrations issued under chapter 18.260 RCW, and certifications issued under chapter 18.350 RCW;

(iv) The board of hearing and speech as established in chapter 18.35 RCW;

(v) The board of examiners for nursing home administrators as established in chapter 18.52 RCW;

(vi) The optometry board as established in chapter 18.54 RCW governing licenses issued under chapter 18.53 RCW;

(vii) The board of osteopathic medicine and surgery as established in chapter 18.57 RCW governing licenses issued under chapters 18.57 and 18.57A RCW;

(viii) The pharmacy quality assurance commission as established in chapter 18.64 RCW governing licenses issued under chapters 18.64 and 18.64A RCW;

(ix) The medical quality assurance commission as established in chapter 18.71 RCW governing licenses and registrations issued under chapters 18.71 and 18.71A RCW;

(x) The board of physical therapy as established in chapter 18.74 RCW;

(xi) The board of occupational therapy practice as established in chapter 18.59 RCW;

(xii) The nursing care quality assurance commission as established in chapter 18.79 RCW governing licenses and registrations issued under that chapter;

(xiii) The examining board of psychology and its disciplinary committee as established in chapter 18.83 RCW;

(xiv) The veterinary board of governors as established in chapter 18.92 RCW;

(xv) The board of naturopathy established in chapter 18.36A RCW; and

(xvi) The board of denturists established in chapter 18.30 RCW.

(3) In addition to the authority to discipline license holders, the disciplining authority has the authority to grant or deny licenses. The disciplining authority may also grant a license subject to conditions.

(4) All disciplining authorities shall adopt procedures to ensure substantially consistent application of this chapter, the uniform disciplinary act, among the disciplining authorities listed in subsection (2) of this section.

Sec. 12. RCW 43.70.442 and 2016 c 90 s 5 are each amended to read as follows:

(1)(a) Each of the following professionals certified or licensed under Title 18 RCW shall, at least once every six years, complete training in suicide assessment, treatment, and management that is approved, in rule, by the relevant disciplining authority:

(i) An adviser or counselor certified under chapter 18.19 RCW;

(ii) A ~~((chemical-dependency))~~ substance use disorder professional licensed under chapter 18.205 RCW;

(iii) A marriage and family therapist licensed under chapter 18.225 RCW;

(iv) A mental health counselor licensed under chapter 18.225 RCW;

(v) An occupational therapy practitioner licensed under chapter 18.59 RCW;

(vi) A psychologist licensed under chapter 18.83 RCW;

(vii) An advanced social worker or independent clinical social worker licensed under chapter 18.225 RCW; and

(viii) A social worker associate—advanced or social worker associate—independent clinical licensed under chapter 18.225 RCW.

(b) The requirements in (a) of this subsection apply to a person holding a retired active license for one of the professions in (a) of this subsection.

(c) The training required by this subsection must be at least six hours in length, unless a disciplining authority has determined, under subsection (10)(b) of this section, that training that includes only screening and referral elements is appropriate for the profession in question, in which case the training must be at least three hours in length.

(d) Beginning July 1, 2017, the training required by this subsection must be on the model list developed under subsection (6) of this section. Nothing in this subsection

(1)(d) affects the validity of training completed prior to July 1, 2017.

(2)(a) Except as provided in (b) of this subsection, a professional listed in subsection (1)(a) of this section must complete the first training required by this section by the end of the first full continuing education reporting period after January 1, 2014, or during the first full continuing education reporting period after initial licensure or certification, whichever occurs later.

(b) A professional listed in subsection (1)(a) of this section applying for initial licensure may delay completion of the first training required by this section for six years after initial licensure if he or she can demonstrate successful completion of the training required in subsection (1) of this section no more than six years prior to the application for initial licensure.

(3) The hours spent completing training in suicide assessment, treatment, and management under this section count toward meeting any applicable continuing education or continuing competency requirements for each profession.

(4)(a) A disciplining authority may, by rule, specify minimum training and experience that is sufficient to exempt an individual professional from the training requirements in subsections (1) and (5) of this section. Nothing in this subsection (4)(a) allows a disciplining authority to provide blanket exemptions to broad categories or specialties within a profession.

(b) A disciplining authority may exempt a professional from the training requirements of subsections (1) and (5) of this section if the professional has only brief or limited patient contact.

(5)(a) Each of the following professionals credentialed under Title 18 RCW shall complete a one-time training in suicide assessment, treatment, and management that is approved by the relevant disciplining authority:

(i) A chiropractor licensed under chapter 18.25 RCW;

(ii) A naturopath licensed under chapter 18.36A RCW;

(iii) A licensed practical nurse, registered nurse, or advanced registered nurse practitioner, other than a certified registered nurse anesthetist, licensed under chapter 18.79 RCW;

(iv) An osteopathic physician and surgeon licensed under chapter 18.57 RCW, other than a holder of a postgraduate osteopathic medicine and surgery license issued under RCW 18.57.035;

(v) An osteopathic physician assistant licensed under chapter 18.57A RCW;

(vi) A physical therapist or physical therapist assistant licensed under chapter 18.74 RCW;

(vii) A physician licensed under chapter 18.71 RCW, other than a resident holding a limited license issued under RCW 18.71.095(3);

(viii) A physician assistant licensed under chapter 18.71A RCW;

(ix) A pharmacist licensed under chapter 18.64 RCW; and

(x) A person holding a retired active license for one of the professions listed in (a)(i) through (ix) of this subsection.

(b)(i) A professional listed in (a)(i) through (viii) of this subsection or a person holding a retired active license for one of the professions listed in (a)(i) through (viii) of this subsection must complete the one-time training by the end of the first full continuing education reporting period after January 1, 2016, or during the first full continuing education reporting period after initial licensure, whichever is later. Training completed between June 12, 2014, and January 1, 2016, that meets the requirements of this section, other than the timing requirements of this subsection (5)(b), must be accepted by the disciplining authority as meeting the one-time training requirement of this subsection (5).

(ii) A licensed pharmacist or a person holding a retired active pharmacist license must complete the one-time training by the end of the first full continuing education reporting period after January 1, 2017, or during the first full continuing education reporting period after initial licensure, whichever is later.

(c) The training required by this subsection must be at least six hours in length, unless a disciplining authority has determined, under subsection (10)(b) of this section, that training that includes only screening and referral elements is appropriate for the profession in question, in which case the training must be at least three hours in length.

(d) Beginning July 1, 2017, the training required by this subsection must be on the model list developed under subsection (6) of this section. Nothing in this subsection (5)(d) affects the validity of training completed prior to July 1, 2017.

(6)(a) The secretary and the disciplining authorities shall work collaboratively to develop a model list of training programs in suicide assessment, treatment, and management.

(b) The secretary and the disciplining authorities shall update the list at least once every two years.

(c) By June 30, 2016, the department shall adopt rules establishing minimum standards for the training programs included on the model list. The minimum standards must require that six-hour trainings include content specific to veterans and the assessment of issues related to imminent harm via lethal means or self-injurious behaviors and that three-hour trainings for pharmacists include content related to the assessment of issues related to imminent harm via lethal means. When adopting the rules required under this subsection (6)(c), the department shall:

(i) Consult with the affected disciplining authorities, public and private institutions of higher education, educators, experts in suicide assessment, treatment, and

management, the Washington department of veterans affairs, and affected professional associations; and

(ii) Consider standards related to the best practices registry of the American foundation for suicide prevention and the suicide prevention resource center.

(d) Beginning January 1, 2017:

(i) The model list must include only trainings that meet the minimum standards established in the rules adopted under (c) of this subsection and any three-hour trainings that met the requirements of this section on or before July 24, 2015;

(ii) The model list must include six-hour trainings in suicide assessment, treatment, and management, and three-hour trainings that include only screening and referral elements; and

(iii) A person or entity providing the training required in this section may petition the department for inclusion on the model list. The department shall add the training to the list only if the department determines that the training meets the minimum standards established in the rules adopted under (c) of this subsection.

(7) The department shall provide the health profession training standards created in this section to the professional educator standards board as a model in meeting the requirements of RCW 28A.410.226 and provide technical assistance, as requested, in the review and evaluation of educator training programs. The educator training programs approved by the professional educator standards board may be included in the department's model list.

(8) Nothing in this section may be interpreted to expand or limit the scope of practice of any profession regulated under chapter 18.130 RCW.

(9) The secretary and the disciplining authorities affected by this section shall adopt any rules necessary to implement this section.

(10) For purposes of this section:

(a) "Disciplining authority" has the same meaning as in RCW 18.130.020.

(b) "Training in suicide assessment, treatment, and management" means empirically supported training approved by the appropriate disciplining authority that contains the following elements: Suicide assessment, including screening and referral, suicide treatment, and suicide management. However, the disciplining authority may approve training that includes only screening and referral elements if appropriate for the profession in question based on the profession's scope of practice. The board of occupational therapy may also approve training that includes only screening and referral elements if appropriate for occupational therapy practitioners based on practice setting.

(11) A state or local government employee is exempt from the requirements of this section if he or she receives a total of at least six hours of training in suicide assessment, treatment, and management from his or her employer every

six years. For purposes of this subsection, the training may be provided in one six-hour block or may be spread among shorter training sessions at the employer's discretion.

(12) An employee of a community mental health agency licensed under chapter 71.24 RCW or a chemical dependency program certified under chapter 70.96A RCW is exempt from the requirements of this section if he or she receives a total of at least six hours of training in suicide assessment, treatment, and management from his or her employer every six years. For purposes of this subsection, the training may be provided in one six-hour block or may be spread among shorter training sessions at the employer's discretion.

Sec. 13. RCW 43.70.442 and 2017 c 262 s 4 are each amended to read as follows:

(1)(a) Each of the following professionals certified or licensed under Title 18 RCW shall, at least once every six years, complete training in suicide assessment, treatment, and management that is approved, in rule, by the relevant disciplining authority:

(i) An adviser or counselor certified under chapter 18.19 RCW;

(ii) A ~~((chemical dependency))~~ substance use disorder professional licensed under chapter 18.205 RCW;

(iii) A marriage and family therapist licensed under chapter 18.225 RCW;

(iv) A mental health counselor licensed under chapter 18.225 RCW;

(v) An occupational therapy practitioner licensed under chapter 18.59 RCW;

(vi) A psychologist licensed under chapter 18.83 RCW;

(vii) An advanced social worker or independent clinical social worker licensed under chapter 18.225 RCW; and

(viii) A social worker associate—advanced or social worker associate—independent clinical licensed under chapter 18.225 RCW.

(b) The requirements in (a) of this subsection apply to a person holding a retired active license for one of the professions in (a) of this subsection.

(c) The training required by this subsection must be at least six hours in length, unless a disciplining authority has determined, under subsection (10)(b) of this section, that training that includes only screening and referral elements is appropriate for the profession in question, in which case the training must be at least three hours in length.

(d) Beginning July 1, 2017, the training required by this subsection must be on the model list developed under subsection (6) of this section. Nothing in this subsection (1)(d) affects the validity of training completed prior to July 1, 2017.

(2)(a) Except as provided in (b) of this subsection, a professional listed in subsection (1)(a) of this section must complete the first training required by this section by the end of the first full continuing education reporting period after January 1, 2014, or during the first full continuing education reporting period after initial licensure or certification, whichever occurs later.

(b) A professional listed in subsection (1)(a) of this section applying for initial licensure may delay completion of the first training required by this section for six years after initial licensure if he or she can demonstrate successful completion of the training required in subsection (1) of this section no more than six years prior to the application for initial licensure.

(3) The hours spent completing training in suicide assessment, treatment, and management under this section count toward meeting any applicable continuing education or continuing competency requirements for each profession.

(4)(a) A disciplining authority may, by rule, specify minimum training and experience that is sufficient to exempt an individual professional from the training requirements in subsections (1) and (5) of this section. Nothing in this subsection (4)(a) allows a disciplining authority to provide blanket exemptions to broad categories or specialties within a profession.

(b) A disciplining authority may exempt a professional from the training requirements of subsections (1) and (5) of this section if the professional has only brief or limited patient contact.

(5)(a) Each of the following professionals credentialed under Title 18 RCW shall complete a one-time training in suicide assessment, treatment, and management that is approved by the relevant disciplining authority:

(i) A chiropractor licensed under chapter 18.25 RCW;

(ii) A naturopath licensed under chapter 18.36A RCW;

(iii) A licensed practical nurse, registered nurse, or advanced registered nurse practitioner, other than a certified registered nurse anesthetist, licensed under chapter 18.79 RCW;

(iv) An osteopathic physician and surgeon licensed under chapter 18.57 RCW, other than a holder of a postgraduate osteopathic medicine and surgery license issued under RCW 18.57.035;

(v) An osteopathic physician assistant licensed under chapter 18.57A RCW;

(vi) A physical therapist or physical therapist assistant licensed under chapter 18.74 RCW;

(vii) A physician licensed under chapter 18.71 RCW, other than a resident holding a limited license issued under RCW 18.71.095(3);

(viii) A physician assistant licensed under chapter 18.71A RCW;

(ix) A pharmacist licensed under chapter 18.64 RCW;

(x) A dentist licensed under chapter 18.32 RCW;

(xi) A dental hygienist licensed under chapter 18.29 RCW; and

(xii) A person holding a retired active license for one of the professions listed in (a)(i) through (xi) of this subsection.

(b)(i) A professional listed in (a)(i) through (viii) of this subsection or a person holding a retired active license for one of the professions listed in (a)(i) through (viii) of this subsection must complete the one-time training by the end of the first full continuing education reporting period after January 1, 2016, or during the first full continuing education reporting period after initial licensure, whichever is later. Training completed between June 12, 2014, and January 1, 2016, that meets the requirements of this section, other than the timing requirements of this subsection (5)(b), must be accepted by the disciplining authority as meeting the one-time training requirement of this subsection (5).

(ii) A licensed pharmacist or a person holding a retired active pharmacist license must complete the one-time training by the end of the first full continuing education reporting period after January 1, 2017, or during the first full continuing education reporting period after initial licensure, whichever is later.

(iii) A licensed dentist, a licensed dental hygienist, or a person holding a retired active license as a dentist shall complete the one-time training by the end of the full continuing education reporting period after August 1, 2020, or during the first full continuing education reporting period after initial licensure, whichever is later. Training completed between July 23, 2017, and August 1, 2020, that meets the requirements of this section, other than the timing requirements of this subsection (5)(b)(iii), must be accepted by the disciplining authority as meeting the one-time training requirement of this subsection (5).

(c) The training required by this subsection must be at least six hours in length, unless a disciplining authority has determined, under subsection (10)(b) of this section, that training that includes only screening and referral elements is appropriate for the profession in question, in which case the training must be at least three hours in length.

(d) Beginning July 1, 2017, the training required by this subsection must be on the model list developed under subsection (6) of this section. Nothing in this subsection (5)(d) affects the validity of training completed prior to July 1, 2017.

(6)(a) The secretary and the disciplining authorities shall work collaboratively to develop a model list of training programs in suicide assessment, treatment, and management.

(b) The secretary and the disciplining authorities shall update the list at least once every two years.

(c) By June 30, 2016, the department shall adopt rules establishing minimum standards for the training

programs included on the model list. The minimum standards must require that six-hour trainings include content specific to veterans and the assessment of issues related to imminent harm via lethal means or self-injurious behaviors and that three-hour trainings for pharmacists or dentists include content related to the assessment of issues related to imminent harm via lethal means. When adopting the rules required under this subsection (6)(c), the department shall:

(i) Consult with the affected disciplining authorities, public and private institutions of higher education, educators, experts in suicide assessment, treatment, and management, the Washington department of veterans affairs, and affected professional associations; and

(ii) Consider standards related to the best practices registry of the American foundation for suicide prevention and the suicide prevention resource center.

(d) Beginning January 1, 2017:

(i) The model list must include only trainings that meet the minimum standards established in the rules adopted under (c) of this subsection and any three-hour trainings that met the requirements of this section on or before July 24, 2015;

(ii) The model list must include six-hour trainings in suicide assessment, treatment, and management, and three-hour trainings that include only screening and referral elements; and

(iii) A person or entity providing the training required in this section may petition the department for inclusion on the model list. The department shall add the training to the list only if the department determines that the training meets the minimum standards established in the rules adopted under (c) of this subsection.

(7) The department shall provide the health profession training standards created in this section to the professional educator standards board as a model in meeting the requirements of RCW 28A.410.226 and provide technical assistance, as requested, in the review and evaluation of educator training programs. The educator training programs approved by the professional educator standards board may be included in the department's model list.

(8) Nothing in this section may be interpreted to expand or limit the scope of practice of any profession regulated under chapter 18.130 RCW.

(9) The secretary and the disciplining authorities affected by this section shall adopt any rules necessary to implement this section.

(10) For purposes of this section:

(a) "Disciplining authority" has the same meaning as in RCW 18.130.020.

(b) "Training in suicide assessment, treatment, and management" means empirically supported training approved by the appropriate disciplining authority that contains the following elements: Suicide assessment,

including screening and referral, suicide treatment, and suicide management. However, the disciplining authority may approve training that includes only screening and referral elements if appropriate for the profession in question based on the profession's scope of practice. The board of occupational therapy may also approve training that includes only screening and referral elements if appropriate for occupational therapy practitioners based on practice setting.

(11) A state or local government employee is exempt from the requirements of this section if he or she receives a total of at least six hours of training in suicide assessment, treatment, and management from his or her employer every six years. For purposes of this subsection, the training may be provided in one six-hour block or may be spread among shorter training sessions at the employer's discretion.

(12) An employee of a community mental health agency licensed under chapter 71.24 RCW or a chemical dependency program certified under chapter 70.96A RCW is exempt from the requirements of this section if he or she receives a total of at least six hours of training in suicide assessment, treatment, and management from his or her employer every six years. For purposes of this subsection, the training may be provided in one six-hour block or may be spread among shorter training sessions at the employer's discretion.

Sec. 14. RCW 70.97.010 and 2016 sp.s. c 29 s 419 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes but is not limited to atypical antipsychotic medications.

(2) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient.

(3) "Chemical dependency" means alcoholism, drug addiction, or dependence on alcohol and one or more other psychoactive chemicals, as the context requires and as those terms are defined in chapter 71.05 RCW.

~~(4) ("Chemical dependency professional" means a person certified as a chemical dependency professional by the department of health under chapter 18.205 RCW.~~

~~(5))~~ "Commitment" means the determination by a court that an individual should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting.

~~((6))~~ (5) "Conditional release" means a modification of a commitment that may be revoked upon violation of any of its terms.

~~((7))~~ (6) "Custody" means involuntary detention under chapter 71.05 RCW, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment.

~~((8))~~ (7) "Department" means the department of social and health services.

~~((9))~~ (8) "Designated crisis responder" has the same meaning as in chapter 71.05 RCW.

~~((40))~~ (9) "Detention" or "detain" means the lawful confinement of an individual under chapter 71.05 RCW.

~~((44))~~ (10) "Discharge" means the termination of facility authority. The commitment may remain in place, be terminated, or be amended by court order.

~~((42))~~ (11) "Enhanced services facility" means a facility that provides treatment and services to persons for whom acute inpatient treatment is not medically necessary and who have been determined by the department to be inappropriate for placement in other licensed facilities due to the complex needs that result in behavioral and security issues.

~~((43))~~ (12) "Expanded community services program" means a nonsecure program of enhanced behavioral and residential support provided to long-term and residential care providers serving specifically eligible clients who would otherwise be at risk for hospitalization at state hospital geriatric units.

~~((44))~~ (13) "Facility" means an enhanced services facility.

~~((45))~~ (14) "Gravely disabled" means a condition in which an individual, as a result of a mental disorder, as a result of the use of alcohol or other psychoactive chemicals, or both:

(a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or

(b) Manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety.

~~((46))~~ (15) "History of one or more violent acts" refers to the period of time ten years before the filing of a petition under this chapter or chapter 71.05 RCW, excluding any time spent, but not any violent acts committed, in a mental health facility or a long-term alcoholism or drug treatment facility, or in confinement as a result of a criminal conviction.

~~((47))~~ (16) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

~~((48))~~ (17) "Likelihood of serious harm" means:

(a) A substantial risk that:

(i) Physical harm will be inflicted by an individual upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself;

(ii) Physical harm will be inflicted by an individual upon another, as evidenced by behavior that has caused such harm or that places another person or persons in reasonable fear of sustaining such harm; or

(iii) Physical harm will be inflicted by an individual upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The individual has threatened the physical safety of another and has a history of one or more violent acts.

~~((19))~~ (18) "Mental disorder" means any organic, mental, or emotional impairment that has substantial adverse effects on an individual's cognitive or volitional functions.

~~((20))~~ (19) "Mental health professional" means a psychiatrist, psychologist, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary under the authority of chapter 71.05 RCW.

~~((21))~~ (20) "Professional person" means a mental health professional and also means a physician, registered nurse, and such others as may be defined in rules adopted by the secretary pursuant to the provisions of this chapter.

~~((22))~~ (21) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology.

~~((23))~~ (22) "Psychologist" means a person who has been licensed as a psychologist under chapter 18.83 RCW.

~~((24))~~ (23) "Registration records" include all the records of the department, behavioral health organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify individuals who are receiving or who at any time have received services for mental illness.

~~((25))~~ (24) "Release" means legal termination of the commitment under chapter 71.05 RCW.

~~((26))~~ (25) "Resident" means a person admitted to an enhanced services facility.

~~((27))~~ (26) "Secretary" means the secretary of the department or the secretary's designee.

~~((28))~~ (27) "Significant change" means:

(a) A deterioration in a resident's physical, mental, or psychosocial condition that has caused or is likely to cause clinical complications or life-threatening conditions; or

(b) An improvement in the resident's physical, mental, or psychosocial condition that may make the resident eligible for release or for treatment in a less intensive or less secure setting.

~~((29))~~ (28) "Social worker" means a person with a master's or further advanced degree from a social work

educational program accredited and approved as provided in RCW 18.320.010.

(29) "Substance use disorder professional" means a person certified as a substance use disorder professional by the department of health under chapter 18.205 RCW.

(30) "Treatment" means the broad range of emergency, detoxification, residential, inpatient, and outpatient services and care, including diagnostic evaluation, mental health or chemical dependency education and counseling, medical, psychiatric, psychological, and social service care, vocational rehabilitation, and career counseling, which may be extended to persons with mental disorders, chemical dependency disorders, or both, and their families.

(31) "Treatment records" include registration and all other records concerning individuals who are receiving or who at any time have received services for mental illness, which are maintained by the department, by behavioral health organizations and their staffs, and by treatment facilities. "Treatment records" do not include notes or records maintained for personal use by an individual providing treatment services for the department, behavioral health organizations, or a treatment facility if the notes or records are not available to others.

(32) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

Sec. 15. RCW 70.97.030 and 2005 c 504 s 405 are each amended to read as follows:

A person, eighteen years old or older, may be admitted to an enhanced services facility if he or she meets the criteria in subsections (1) through (3) of this section:

(1) The person requires: (a) Daily care by or under the supervision of a mental health professional, ~~((chemical dependency))~~ substance use disorder professional, or nurse; or (b) assistance with three or more activities of daily living; and

(2) The person has: (a) A mental disorder, chemical dependency disorder, or both; (b) an organic or traumatic brain injury; or (c) a cognitive impairment that results in symptoms or behaviors requiring supervision and facility services; ~~((and))~~ and

(3) The person has two or more of the following:

(a) Self-endangering behaviors that are frequent or difficult to manage;

(b) Aggressive, threatening, or assaultive behaviors that create a risk to the health or safety of other residents or staff, or a significant risk to property and these behaviors are frequent or difficult to manage;

(c) Intrusive behaviors that put residents or staff at risk;

(d) Complex medication needs and those needs include psychotropic medications;

(e) A history of or likelihood of unsuccessful placements in either a licensed facility or other state facility or a history of rejected applications for admission to other licensed facilities based on the person's behaviors, history, or security needs;

(f) A history of frequent or protracted mental health hospitalizations;

(g) A history of offenses against a person or felony offenses that created substantial damage to property.

Sec. 16. RCW 71.05.020 and 2018 c 305 s 1, 2018 c 291 s 1, and 2018 c 201 s 3001 are each reenacted and amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Admission" or "admit" means a decision by a physician, physician assistant, or psychiatric advanced registered nurse practitioner that a person should be examined or treated as a patient in a hospital;

(2) "Alcoholism" means a disease, characterized by a dependency on alcoholic beverages, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning;

(3) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes, but is not limited to atypical antipsychotic medications;

(4) "Approved substance use disorder treatment program" means a program for persons with a substance use disorder provided by a treatment program certified by the department as meeting standards adopted under chapter 71.24 RCW;

(5) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient;

(6) "Authority" means the Washington state health care authority;

(7) "Chemical dependency" means:

(a) Alcoholism;

(b) Drug addiction; or

(c) Dependence on alcohol and one or more psychoactive chemicals, as the context requires;

~~(8) ("Chemical dependency professional" means a person certified as a chemical dependency professional by the department under chapter 18.205 RCW;~~

~~(9))~~ "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting;

~~((40))~~ (9) "Conditional release" means a revocable modification of a commitment, which may be revoked upon violation of any of its terms;

~~((41))~~ (10) "Crisis stabilization unit" means a short-term facility or a portion of a facility licensed or certified by the department under RCW 71.24.035, such as an evaluation and treatment facility or a hospital, which has been designed to assess, diagnose, and treat individuals experiencing an acute crisis without the use of long-term hospitalization;

~~((42))~~ (11) "Custody" means involuntary detention under the provisions of this chapter or chapter 10.77 RCW, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment;

~~((43))~~ (12) "Department" means the department of health;

~~((44))~~ (13) "Designated crisis responder" means a mental health professional appointed by the county, an entity appointed by the county, or the behavioral health organization to perform the duties specified in this chapter;

~~((45))~~ (14) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter;

~~((46))~~ (15) "Developmental disabilities professional" means a person who has specialized training and three years of experience in directly treating or working with persons with developmental disabilities and is a psychiatrist, physician assistant working with a supervising psychiatrist, psychologist, psychiatric advanced registered nurse practitioner, or social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary of the department of social and health services;

~~((47))~~ (16) "Developmental disability" means that condition defined in RCW 71A.10.020(5);

~~((48))~~ (17) "Director" means the director of the authority;

~~((49))~~ (18) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order;

~~((20))~~ (19) "Drug addiction" means a disease, characterized by a dependency on psychoactive chemicals, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning;

~~((21))~~ (20) "Evaluation and treatment facility" means any facility which can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and timely and appropriate inpatient care to persons suffering from a mental disorder, and which is licensed or certified as such by the department. The authority may certify single beds as temporary evaluation and treatment beds under

RCW 71.05.745. A physically separate and separately operated portion of a state hospital may be designated as an evaluation and treatment facility. A facility which is part of, or operated by, the department of social and health services or any federal agency will not require certification. No correctional institution or facility, or jail, shall be an evaluation and treatment facility within the meaning of this chapter;

~~((22))~~ (21) "Gravely disabled" means a condition in which a person, as a result of a mental disorder, or as a result of the use of alcohol or other psychoactive chemicals: (a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or (b) manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety;

~~((23))~~ (22) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining life skills and in raising their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy. The habilitative process shall be undertaken with recognition of the risk to the public safety presented by the person being assisted as manifested by prior charged criminal conduct;

~~((24))~~ (23) "Hearing" means any proceeding conducted in open court. For purposes of this chapter, at any hearing the petitioner, the respondent, the witnesses, and the presiding judicial officer may be present and participate either in person or by video, as determined by the court. The term "video" as used herein shall include any functional equivalent. At any hearing conducted by video, the technology used must permit the judicial officer, counsel, all parties, and the witnesses to be able to see, hear, and speak, when authorized, during the hearing; to allow attorneys to use exhibits or other materials during the hearing; and to allow respondent's counsel to be in the same location as the respondent unless otherwise requested by the respondent or the respondent's counsel. Witnesses in a proceeding may also appear in court through other means, including telephonically, pursuant to the requirements of superior court civil rule 43. Notwithstanding the foregoing, the court, upon its own motion or upon a motion for good cause by any party, may require all parties and witnesses to participate in the hearing in person rather than by video. In ruling on any such motion, the court may allow in-person or video testimony; and the court may consider, among other things, whether the respondent's alleged mental illness affects the respondent's ability to perceive or participate in the proceeding by video;

~~((25))~~ (24) "History of one or more violent acts" refers to the period of time ten years prior to the filing of a petition under this chapter, excluding any time spent, but not any violent acts committed, in a mental health facility, a long-term alcoholism or drug treatment facility, or in confinement as a result of a criminal conviction;

~~((26))~~ (25) "Imminent" means the state or condition of being likely to occur at any moment or near at hand, rather than distant or remote;

~~((27))~~ (26) "Individualized service plan" means a plan prepared by a developmental disabilities professional with other professionals as a team, for a person with developmental disabilities, which shall state:

(a) The nature of the person's specific problems, prior charged criminal behavior, and habilitation needs;

(b) The conditions and strategies necessary to achieve the purposes of habilitation;

(c) The intermediate and long-range goals of the habilitation program, with a projected timetable for the attainment;

(d) The rationale for using this plan of habilitation to achieve those intermediate and long-range goals;

(e) The staff responsible for carrying out the plan;

(f) Where relevant in light of past criminal behavior and due consideration for public safety, the criteria for proposed movement to less-restrictive settings, criteria for proposed eventual discharge or release, and a projected possible date for discharge or release; and

(g) The type of residence immediately anticipated for the person and possible future types of residences;

~~((28))~~ (27) "Information related to mental health services" means all information and records compiled, obtained, or maintained in the course of providing services to either voluntary or involuntary recipients of services by a mental health service provider. This may include documents of legal proceedings under this chapter or chapter 71.34 or 10.77 RCW, or somatic health care information;

~~((29))~~ (28) "Intoxicated person" means a person whose mental or physical functioning is substantially impaired as a result of the use of alcohol or other psychoactive chemicals;

~~((30))~~ (29) "In need of assisted outpatient behavioral health treatment" means that a person, as a result of a mental disorder or substance use disorder: (a) Has been committed by a court to detention for involuntary behavioral health treatment during the preceding thirty-six months; (b) is unlikely to voluntarily participate in outpatient treatment without an order for less restrictive alternative treatment, based on a history of nonadherence with treatment or in view of the person's current behavior; (c) is likely to benefit from less restrictive alternative treatment; and (d) requires less restrictive alternative treatment to prevent a relapse, decompensation, or deterioration that is likely to result in the person presenting a likelihood of serious harm or the person becoming gravely disabled within a reasonably short period of time;

~~((31))~~ (30) "Judicial commitment" means a commitment by a court pursuant to the provisions of this chapter;

~~((32))~~ (31) "Legal counsel" means attorneys and staff employed by county prosecutor offices or the state

attorney general acting in their capacity as legal representatives of public mental health and substance use disorder service providers under RCW 71.05.130;

~~((33))~~ (32) "Less restrictive alternative treatment" means a program of individualized treatment in a less restrictive setting than inpatient treatment that includes the services described in RCW 71.05.585;

~~((34))~~ (33) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington;

~~((35))~~ (34) "Likelihood of serious harm" means:

(a) A substantial risk that: (i) Physical harm will be inflicted by a person upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself; (ii) physical harm will be inflicted by a person upon another, as evidenced by behavior which has caused such harm or which places another person or persons in reasonable fear of sustaining such harm; or (iii) physical harm will be inflicted by a person upon the property of others, as evidenced by behavior which has caused substantial loss or damage to the property of others; or

(b) The person has threatened the physical safety of another and has a history of one or more violent acts;

~~((36))~~ (35) "Medical clearance" means a physician or other health care provider has determined that a person is medically stable and ready for referral to the designated crisis responder;

~~((37))~~ (36) "Mental disorder" means any organic, mental, or emotional impairment which has substantial adverse effects on a person's cognitive or volitional functions;

~~((38))~~ (37) "Mental health professional" means a psychiatrist, psychologist, physician assistant working with a supervising psychiatrist, psychiatric advanced registered nurse practitioner, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter;

~~((39))~~ (38) "Mental health service provider" means a public or private agency that provides mental health services to persons with mental disorders or substance use disorders as defined under this section and receives funding from public sources. This includes, but is not limited to, hospitals licensed under chapter 70.41 RCW, evaluation and treatment facilities as defined in this section, community mental health service delivery systems or behavioral health programs as defined in RCW 71.24.025, facilities conducting competency evaluations and restoration under chapter 10.77 RCW, approved substance use disorder treatment programs as defined in this section, secure detoxification facilities as defined in this section, and correctional facilities operated by state and local governments;

~~((40))~~ (39) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer

powers by any state law, local ordinance, or judicial order of appointment;

~~((41))~~ (40) "Physician assistant" means a person licensed as a physician assistant under chapter 18.57A or 18.71A RCW;

~~((42))~~ (41) "Private agency" means any person, partnership, corporation, or association that is not a public agency, whether or not financed in whole or in part by public funds, which constitutes an evaluation and treatment facility or private institution, or hospital, or approved substance use disorder treatment program, which is conducted for, or includes a department or ward conducted for, the care and treatment of persons with mental illness, substance use disorders, or both mental illness and substance use disorders;

~~((43))~~ (42) "Professional person" means a mental health professional, ~~((chemical dependency))~~ substance use disorder professional, or designated crisis responder and shall also mean a physician, physician assistant, psychiatric advanced registered nurse practitioner, registered nurse, and such others as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter;

~~((44))~~ (43) "Psychiatric advanced registered nurse practitioner" means a person who is licensed as an advanced registered nurse practitioner pursuant to chapter 18.79 RCW; and who is board certified in advanced practice psychiatric and mental health nursing;

~~((45))~~ (44) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology;

~~((46))~~ (45) "Psychologist" means a person who has been licensed as a psychologist pursuant to chapter 18.83 RCW;

~~((47))~~ (46) "Public agency" means any evaluation and treatment facility or institution, secure detoxification facility, approved substance use disorder treatment program, or hospital which is conducted for, or includes a department or ward conducted for, the care and treatment of persons with mental illness, substance use disorders, or both mental illness and substance use disorders, if the agency is operated directly by federal, state, county, or municipal government, or a combination of such governments;

~~((48))~~ (47) "Release" means legal termination of the commitment under the provisions of this chapter;

~~((49))~~ (48) "Resource management services" has the meaning given in chapter 71.24 RCW;

~~((50))~~ (49) "Secretary" means the secretary of the department of health, or his or her designee;

~~((51))~~ (50) "Secure detoxification facility" means a facility operated by either a public or private agency or by the program of an agency that:

(a) Provides for intoxicated persons:

(i) Evaluation and assessment, provided by certified ~~((chemical dependency))~~ substance use disorder professionals or co-occurring disorder specialists;

(ii) Acute or subacute detoxification services; and

(iii) Discharge assistance provided by certified ~~((chemical dependency))~~ substance use disorder professionals or co-occurring disorder specialists, including facilitating transitions to appropriate voluntary or involuntary inpatient services or to less restrictive alternatives as appropriate for the individual;

(b) Includes security measures sufficient to protect the patients, staff, and community; and

(c) Is licensed or certified as such by the department of health;

~~((52))~~ (51) "Serious violent offense" has the same meaning as provided in RCW 9.94A.030;

~~((53))~~ (52) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010;

~~((54))~~ (53) "Substance use disorder" means a cluster of cognitive, behavioral, and physiological symptoms indicating that an individual continues using the substance despite significant substance-related problems. The diagnosis of a substance use disorder is based on a pathological pattern of behaviors related to the use of the substances;

(54) "Substance use disorder professional" means a person certified as a substance use disorder professional by the department of health under chapter 18.205 RCW;

(55) "Therapeutic court personnel" means the staff of a mental health court or other therapeutic court which has jurisdiction over defendants who are dually diagnosed with mental disorders, including court personnel, probation officers, a court monitor, prosecuting attorney, or defense counsel acting within the scope of therapeutic court duties;

(56) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department of social and health services, the department, the authority, behavioral health organizations and their staffs, and by treatment facilities. Treatment records include mental health information contained in a medical bill including but not limited to mental health drugs, a mental health diagnosis, provider name, and dates of service stemming from a medical service. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department of social and health services, the department, the authority, behavioral health organizations, or a treatment facility if the notes or records are not available to others;

(57) "Triage facility" means a short-term facility or a portion of a facility licensed or certified by the department under RCW 71.24.035, which is designed as a facility to assess and stabilize an individual or determine the need for

involuntary commitment of an individual, and must meet department residential treatment facility standards. A triage facility may be structured as a voluntary or involuntary placement facility;

(58) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property;

(59) "Co-occurring disorder specialist" means an individual possessing an enhancement granted by the department of health under chapter 18.205 RCW that certifies the individual to provide substance use disorder counseling subject to the practice limitations under section 25 of this act.

Sec. 17. RCW 71.34.020 and 2018 c 201 s 5002 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Alcoholism" means a disease, characterized by a dependency on alcoholic beverages, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning.

(2) "Approved substance use disorder treatment program" means a program for minors with substance use disorders provided by a treatment program licensed or certified by the department of health as meeting standards adopted under chapter 71.24 RCW.

(3) "Authority" means the Washington state health care authority.

(4) "Chemical dependency" means:

(a) Alcoholism;

(b) Drug addiction; or

(c) Dependence on alcohol and one or more other psychoactive chemicals, as the context requires.

~~(5) ("Chemical dependency professional" means a person certified as a chemical dependency professional by the department of health under chapter 18.205 RCW.~~

~~(6))~~ "Child psychiatrist" means a person having a license as a physician and surgeon in this state, who has had graduate training in child psychiatry in a program approved by the American Medical Association or the American Osteopathic Association, and who is board eligible or board certified in child psychiatry.

~~((7))~~ (6) "Children's mental health specialist" means:

(a) A mental health professional who has completed a minimum of one hundred actual hours, not quarter or semester hours, of specialized training devoted to the study of child development and the treatment of children; and

(b) A mental health professional who has the equivalent of one year of full-time experience in the

treatment of children under the supervision of a children's mental health specialist.

~~((8))~~ (7) "Commitment" means a determination by a judge or court commissioner, made after a commitment hearing, that the minor is in need of inpatient diagnosis, evaluation, or treatment or that the minor is in need of less restrictive alternative treatment.

~~((9))~~ (8) "Department" means the department of social and health services.

~~((10))~~ (9) "Designated crisis responder" means a person designated by a behavioral health organization to perform the duties specified in this chapter.

~~((11))~~ (10) "Director" means the director of the authority.

~~((12))~~ (11) "Drug addiction" means a disease, characterized by a dependency on psychoactive chemicals, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning.

~~((13))~~ (12) "Evaluation and treatment facility" means a public or private facility or unit that is licensed or certified by the department of health to provide emergency, inpatient, residential, or outpatient mental health evaluation and treatment services for minors. A physically separate and separately-operated portion of a state hospital may be designated as an evaluation and treatment facility for minors. A facility which is part of or operated by the state or federal agency does not require licensure or certification. No correctional institution or facility, juvenile court detention facility, or jail may be an evaluation and treatment facility within the meaning of this chapter.

~~((14))~~ (13) "Evaluation and treatment program" means the total system of services and facilities coordinated and approved by a county or combination of counties for the evaluation and treatment of minors under this chapter.

~~((15))~~ (14) "Gravely disabled minor" means a minor who, as a result of a mental disorder, or as a result of the use of alcohol or other psychoactive chemicals, is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety, or manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety.

~~((16))~~ (15) "Inpatient treatment" means twenty-four-hour-per-day mental health care provided within a general hospital, psychiatric hospital, residential treatment facility licensed or certified by the department of health as an evaluation and treatment facility for minors, secure detoxification facility for minors, or approved substance use disorder treatment program for minors.

~~((17))~~ (16) "Intoxicated minor" means a minor whose mental or physical functioning is substantially

impaired as a result of the use of alcohol or other psychoactive chemicals.

~~((48))~~ (17) "Less restrictive alternative" or "less restrictive setting" means outpatient treatment provided to a minor who is not residing in a facility providing inpatient treatment as defined in this chapter.

~~((49))~~ (18) "Likelihood of serious harm" means either:

(a) A substantial risk that physical harm will be inflicted by an individual upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself; (b) a substantial risk that physical harm will be inflicted by an individual upon another, as evidenced by behavior which has caused such harm or which places another person or persons in reasonable fear of sustaining such harm; or (c) a substantial risk that physical harm will be inflicted by an individual upon the property of others, as evidenced by behavior which has caused substantial loss or damage to the property of others.

~~((20))~~ (19) "Medical necessity" for inpatient care means a requested service which is reasonably calculated to: (a) Diagnose, correct, cure, or alleviate a mental disorder or substance use disorder; or (b) prevent the progression of a substance use disorder that endangers life or causes suffering and pain, or results in illness or infirmity or threatens to cause or aggravate a handicap, or causes physical deformity or malfunction, and there is no adequate less restrictive alternative available.

~~((24))~~ (20) "Mental disorder" means any organic, mental, or emotional impairment that has substantial adverse effects on an individual's cognitive or volitional functions. The presence of alcohol abuse, drug abuse, juvenile criminal history, antisocial behavior, or intellectual disabilities alone is insufficient to justify a finding of "mental disorder" within the meaning of this section.

~~((22))~~ (21) "Mental health professional" means a psychiatrist, psychiatric advanced registered nurse practitioner, physician assistant working with a supervising psychiatrist, psychologist, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary of the department of health under this chapter.

~~((23))~~ (22) "Minor" means any person under the age of eighteen years.

~~((24))~~ (23) "Outpatient treatment" means any of the nonresidential services mandated under chapter 71.24 RCW and provided by licensed or certified service providers as identified by RCW 71.24.025.

~~((25))~~ (24) "Parent" means:

(a) A biological or adoptive parent who has legal custody of the child, including either parent if custody is shared under a joint custody agreement; or

(b) A person or agency judicially appointed as legal guardian or custodian of the child.

~~((26))~~ (25) "Private agency" means any person, partnership, corporation, or association that is not a public agency, whether or not financed in whole or in part by public funds, that constitutes an evaluation and treatment facility or private institution, or hospital, or approved substance use disorder treatment program, that is conducted for, or includes a distinct unit, floor, or ward conducted for, the care and treatment of persons with mental illness, substance use disorders, or both mental illness and substance use disorders.

~~((27))~~ (26) "Physician assistant" means a person licensed as a physician assistant under chapter 18.57A or 18.71A RCW.

~~((28))~~ (27) "Professional person in charge" or "professional person" means a physician, other mental health professional, or other person empowered by an evaluation and treatment facility, secure detoxification facility, or approved substance use disorder treatment program with authority to make admission and discharge decisions on behalf of that facility.

~~((29))~~ (28) "Psychiatric nurse" means a registered nurse who has experience in the direct treatment of persons who have a mental illness or who are emotionally disturbed, such experience gained under the supervision of a mental health professional.

~~((30))~~ (29) "Psychiatrist" means a person having a license as a physician in this state who has completed residency training in psychiatry in a program approved by the American Medical Association or the American Osteopathic Association, and is board eligible or board certified in psychiatry.

~~((31))~~ (30) "Psychologist" means a person licensed as a psychologist under chapter 18.83 RCW.

~~((32))~~ (31) "Public agency" means any evaluation and treatment facility or institution, or hospital, or approved substance use disorder treatment program that is conducted for, or includes a distinct unit, floor, or ward conducted for, the care and treatment of persons with mental illness, substance use disorders, or both mental illness and substance use disorders if the agency is operated directly by federal, state, county, or municipal government, or a combination of such governments.

~~((33))~~ (32) "Responsible other" means the minor, the minor's parent or estate, or any other person legally responsible for support of the minor.

~~((34))~~ (33) "Secretary" means the secretary of the department or secretary's designee.

~~((35))~~ (34) "Secure detoxification facility" means a facility operated by either a public or private agency or by the program of an agency that:

(a) Provides for intoxicated minors:

(i) Evaluation and assessment, provided by certified ~~((chemical dependency))~~ substance use disorder professionals or co-occurring disorder specialists;

(ii) Acute or subacute detoxification services; and

(iii) Discharge assistance provided by certified ~~((chemical dependency))~~ substance use disorder professionals or co-occurring disorder specialists, including facilitating transitions to appropriate voluntary or involuntary inpatient services or to less restrictive alternatives as appropriate for the minor;

(b) Includes security measures sufficient to protect the patients, staff, and community; and

(c) Is licensed or certified as such by the department of health.

~~((36))~~ (35) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

~~((37))~~ (36) "Start of initial detention" means the time of arrival of the minor at the first evaluation and treatment facility, secure detoxification facility, or approved substance use disorder treatment program offering inpatient treatment if the minor is being involuntarily detained at the time. With regard to voluntary patients, "start of initial detention" means the time at which the minor gives notice of intent to leave under the provisions of this chapter.

~~((38))~~ (37) "Substance use disorder" means a cluster of cognitive, behavioral, and physiological symptoms indicating that an individual continues using the substance despite significant substance-related problems. The diagnosis of a substance use disorder is based on a pathological pattern of behaviors related to the use of the substances.

(38) "Co-occurring disorder specialist" means an individual possessing an enhancement granted by the department of health under chapter 18.205 RCW that certifies the individual to provide substance use disorder counseling subject to the practice limitations under section 25 of this act.

(39) "Substance use disorder professional" means a person certified as a substance use disorder professional by the department of health under chapter 18.205 RCW.

Sec. 18. RCW 71.34.720 and 2018 c 201 s 5017 are each amended to read as follows:

(1) Each minor approved by the facility for inpatient admission shall be examined and evaluated by a children's mental health specialist, for minors admitted as a result of a mental disorder, or by a ~~((chemical dependency))~~ substance use disorder professional or co-occurring disorder specialist, for minors admitted as a result of a substance use disorder, as to the child's mental condition and by a physician, physician assistant, or psychiatric advanced registered nurse practitioner as to the child's physical condition within twenty-four hours of admission. Reasonable measures shall be taken to ensure medical treatment is provided for any condition requiring immediate medical attention.

(2) If, after examination and evaluation, the children's mental health specialist or substance use disorder specialist and the physician, physician assistant, or psychiatric advanced registered nurse practitioner determine

that the initial needs of the minor, if detained to an evaluation and treatment facility, would be better served by placement in a substance use disorder treatment program or, if detained to a secure detoxification facility or approved substance use disorder treatment program, would be better served in an evaluation and treatment facility, then the minor shall be referred to the more appropriate placement; however a minor may only be referred to a secure detoxification facility or approved substance use disorder treatment program if there is a secure detoxification facility or approved substance use disorder treatment program available and that has adequate space for the minor.

(3) The admitting facility shall take reasonable steps to notify immediately the minor's parent of the admission.

(4) During the initial seventy-two hour treatment period, the minor has a right to associate or receive communications from parents or others unless the professional person in charge determines that such communication would be seriously detrimental to the minor's condition or treatment and so indicates in the minor's clinical record, and notifies the minor's parents of this determination. In no event may the minor be denied the opportunity to consult an attorney.

(5) If the evaluation and treatment facility, secure detoxification facility, or approved substance use disorder treatment program admits the minor, it may detain the minor for evaluation and treatment for a period not to exceed seventy-two hours from the time of provisional acceptance. The computation of such seventy-two hour period shall exclude Saturdays, Sundays, and holidays. This initial treatment period shall not exceed seventy-two hours except when an application for voluntary inpatient treatment is received or a petition for fourteen-day commitment is filed.

(6) Within twelve hours of the admission, the facility shall advise the minor of his or her rights as set forth in this chapter.

Sec. 19. RCW 71.34.720 and 2018 c 201 s 5018 are each amended to read as follows:

(1) Each minor approved by the facility for inpatient admission shall be examined and evaluated by a children's mental health specialist, for minors admitted as a result of a mental disorder, or by a ~~((chemical dependency))~~ substance use disorder professional or co-occurring disorder specialist, for minors admitted as a result of a substance use disorder, as to the child's mental condition and by a physician, physician assistant, or psychiatric advanced registered nurse practitioner as to the child's physical condition within twenty-four hours of admission. Reasonable measures shall be taken to ensure medical treatment is provided for any condition requiring immediate medical attention.

(2) If, after examination and evaluation, the children's mental health specialist or substance use disorder specialist and the physician, physician assistant, or psychiatric advanced registered nurse practitioner determine that the initial needs of the minor, if detained to an evaluation and treatment facility, would be better served by placement in a substance use disorder treatment program or, if detained to a secure detoxification facility or approved substance use

disorder treatment program, would be better served in an evaluation and treatment facility, then the minor shall be referred to the more appropriate placement.

(3) The admitting facility shall take reasonable steps to notify immediately the minor's parent of the admission.

(4) During the initial seventy-two hour treatment period, the minor has a right to associate or receive communications from parents or others unless the professional person in charge determines that such communication would be seriously detrimental to the minor's condition or treatment and so indicates in the minor's clinical record, and notifies the minor's parents of this determination. In no event may the minor be denied the opportunity to consult an attorney.

(5) If the evaluation and treatment facility, secure detoxification facility, or approved substance use disorder treatment program admits the minor, it may detain the minor for evaluation and treatment for a period not to exceed seventy-two hours from the time of provisional acceptance. The computation of such seventy-two hour period shall exclude Saturdays, Sundays, and holidays. This initial treatment period shall not exceed seventy-two hours except when an application for voluntary inpatient treatment is received or a petition for fourteen-day commitment is filed.

(6) Within twelve hours of the admission, the facility shall advise the minor of his or her rights as set forth in this chapter.

Sec. 20. RCW 71.34.760 and 2018 c 201 s 5019 are each amended to read as follows:

(1) If a minor is committed for one hundred eighty-day inpatient treatment and is to be placed in a state-supported program, the director shall accept immediately and place the minor in a state-funded long-term evaluation and treatment facility or state-funded approved substance use disorder treatment program.

(2) The director's placement authority shall be exercised through a designated placement committee appointed by the director and composed of children's mental health specialists and ~~((chemical dependency))~~ substance use disorder professionals, including at least one child psychiatrist who represents the state-funded, long-term, evaluation and treatment facility for minors and one ~~((chemical dependency))~~ substance use disorder professional who represents the state-funded approved substance use disorder treatment program. The responsibility of the placement committee will be to:

(a) Make the long-term placement of the minor in the most appropriate, available state-funded evaluation and treatment facility or approved substance use disorder treatment program, having carefully considered factors including the treatment needs of the minor, the most appropriate facility able to respond to the minor's identified treatment needs, the geographic proximity of the facility to the minor's family, the immediate availability of bed space, and the probable impact of the placement on other residents of the facility;

(b) Approve or deny requests from treatment facilities for transfer of a minor to another facility;

(c) Receive and monitor reports required under this section;

(d) Receive and monitor reports of all discharges.

(3) The director may authorize transfer of minors among treatment facilities if the transfer is in the best interests of the minor or due to treatment priorities.

(4) The responsible state-funded evaluation and treatment facility or approved substance use disorder treatment program shall submit a report to the authority's designated placement committee within ninety days of admission and no less than every one hundred eighty days thereafter, setting forth such facts as the authority requires, including the minor's individual treatment plan and progress, recommendations for future treatment, and possible less restrictive treatment.

Sec. 21. RCW 18.130.175 and 2006 c 99 s 7 are each amended to read as follows:

(1) In lieu of disciplinary action under RCW 18.130.160 and if the disciplining authority determines that the unprofessional conduct may be the result of substance abuse, the disciplining authority may refer the license holder to a voluntary substance abuse monitoring program approved by the disciplining authority.

The cost of the treatment shall be the responsibility of the license holder, but the responsibility does not preclude payment by an employer, existing insurance coverage, or other sources. Primary alcoholism or other drug addiction treatment shall be provided by approved treatment programs under RCW 70.96A.020 or by any other provider approved by the entity or the commission. However, nothing shall prohibit the disciplining authority from approving additional services and programs as an adjunct to primary alcoholism or other drug addiction treatment. The disciplining authority may also approve the use of out-of-state programs. Referral of the license holder to the program shall be done only with the consent of the license holder. Referral to the program may also include probationary conditions for a designated period of time. If the license holder does not consent to be referred to the program or does not successfully complete the program, the disciplining authority may take appropriate action under RCW 18.130.160 which includes suspension of the license unless or until the disciplining authority, in consultation with the director of the voluntary substance abuse monitoring program, determines the license holder is able to practice safely. The secretary shall adopt uniform rules for the evaluation by the ~~((disciplinary [disciplining]))~~ disciplining authority of a relapse or program violation on the part of a license holder in the substance abuse monitoring program. The evaluation shall encourage program participation with additional conditions, in lieu of disciplinary action, when the ~~((disciplinary [disciplining]))~~ disciplining authority determines that the license holder is able to continue to practice with reasonable skill and safety.

(2) In addition to approving substance abuse monitoring programs that may receive referrals from the

disciplining authority, the disciplining authority may establish by rule requirements for participation of license holders who are not being investigated or monitored by the disciplining authority for substance abuse. License holders voluntarily participating in the approved programs without being referred by the disciplining authority shall not be subject to disciplinary action under RCW 18.130.160 for their substance abuse, and shall not have their participation made known to the disciplining authority, if they meet the requirements of this section and the program in which they are participating.

(3) The license holder shall sign a waiver allowing the program to release information to the disciplining authority if the licensee does not comply with the requirements of this section or is unable to practice with reasonable skill or safety. The substance abuse program shall report to the disciplining authority any license holder who fails to comply with the requirements of this section or the program or who, in the opinion of the program, is unable to practice with reasonable skill or safety. License holders shall report to the disciplining authority if they fail to comply with this section or do not complete the program's requirements. License holders may, upon the agreement of the program and disciplining authority, reenter the program if they have previously failed to comply with this section.

(4) The treatment and pretreatment records of license holders referred to or voluntarily participating in approved programs shall be confidential, shall be exempt from chapter 42.56 RCW, and shall not be subject to discovery by subpoena or admissible as evidence except for monitoring records reported to the disciplining authority for cause as defined in subsection (3) of this section. Monitoring records relating to license holders referred to the program by the disciplining authority or relating to license holders reported to the disciplining authority by the program for cause, shall be released to the disciplining authority at the request of the disciplining authority. Records held by the disciplining authority under this section shall be exempt from chapter 42.56 RCW and shall not be subject to discovery by subpoena except by the license holder.

(5) "Substance abuse," as used in this section, means the impairment, as determined by the disciplining authority, of a license holder's professional services by an addiction to, a dependency on, or the use of alcohol, legend drugs, or controlled substances.

(6) This section does not affect an employer's right or ability to make employment-related decisions regarding a license holder. This section does not restrict the authority of the disciplining authority to take disciplinary action for any other unprofessional conduct.

(7) A person who, in good faith, reports information or takes action in connection with this section is immune from civil liability for reporting information or taking the action.

(a) The immunity from civil liability provided by this section shall be liberally construed to accomplish the purposes of this section and the persons entitled to immunity shall include:

- (i) An approved monitoring treatment program;
- (ii) The professional association operating the program;
- (iii) Members, employees, or agents of the program or association;
- (iv) Persons reporting a license holder as being possibly impaired or providing information about the license holder's impairment; and
- (v) Professionals supervising or monitoring the course of the impaired license holder's treatment or rehabilitation.

(b) The courts are strongly encouraged to impose sanctions on clients and their attorneys whose allegations under this subsection are not made in good faith and are without either reasonable objective, substantive grounds, or both.

(c) The immunity provided in this section is in addition to any other immunity provided by law.

(8) In the case of a person who is applying to be a substance use disorder professional or substance use disorder professional trainee certified under chapter 18.205 RCW, if the person is:

(a) Less than one year in recovery from a substance use disorder, the duration of time that the person may be required to participate in the voluntary substance abuse monitoring program may not exceed the amount of time necessary for the person to achieve one year in recovery; or

(b) At least one year in recovery from a substance use disorder, the person may not be required to participate in the substance abuse monitoring program.

Sec. 22. RCW 43.43.842 and 2014 c 88 s 1 are each amended to read as follows:

(1)(a) The secretary of social and health services and the secretary of health shall adopt additional requirements for the licensure or relicensure of agencies, facilities, and licensed individuals who provide care and treatment to vulnerable adults, including nursing pools registered under chapter 18.52C RCW. These additional requirements shall ensure that any person associated with a licensed agency or facility having unsupervised access with a vulnerable adult shall not be the respondent in an active protective order under RCW 74.34.130, nor have been: (i) Convicted of a crime against persons as defined in RCW 43.43.830, except as provided in this section; (ii) convicted of crimes relating to financial exploitation as defined in RCW 43.43.830, except as provided in this section; or (iii) found in any disciplinary board final decision to have abused a vulnerable adult under RCW 43.43.830.

(b) A person associated with a licensed agency or facility who has unsupervised access with a vulnerable adult shall make the disclosures specified in RCW 43.43.834(2). The person shall make the disclosures in writing, sign, and swear to the contents under penalty of perjury. The person shall, in the disclosures, specify all crimes against children or other persons, all crimes relating to financial exploitation,

and all crimes relating to drugs as defined in RCW 43.43.830, committed by the person.

(2) The rules adopted under this section shall permit the licensee to consider the criminal history of an applicant for employment in a licensed facility when the applicant has one or more convictions for a past offense and:

(a) The offense was simple assault, assault in the fourth degree, or the same offense as it may be renamed, and three or more years have passed between the most recent conviction and the date of application for employment;

(b) The offense was prostitution, or the same offense as it may be renamed, and three or more years have passed between the most recent conviction and the date of application for employment;

(c) The offense was theft in the third degree, or the same offense as it may be renamed, and three or more years have passed between the most recent conviction and the date of application for employment;

(d) The offense was theft in the second degree, or the same offense as it may be renamed, and five or more years have passed between the most recent conviction and the date of application for employment;

(e) The offense was forgery, or the same offense as it may be renamed, and five or more years have passed between the most recent conviction and the date of application for employment;

(f) The department of social and health services reviewed the employee's otherwise disqualifying criminal history through the department of social and health services' background assessment review team process conducted in 2002, and determined that such employee could remain in a position covered by this section; or

(g) The otherwise disqualifying conviction or disposition has been the subject of a pardon, annulment, or other equivalent procedure.

The offenses set forth in (a) through (g) of this subsection do not automatically disqualify an applicant from employment by a licensee. Nothing in this section may be construed to require the employment of any person against a licensee's judgment.

(3) The rules adopted pursuant to subsection (2) of this section may not allow a licensee to automatically deny an applicant with a conviction for an offense set forth in subsection (2) of this section for a position as a substance use disorder professional or substance use disorder professional trainee certified under chapter 18.205 RCW if:

(a) At least one year has passed between the applicant's most recent conviction for an offense set forth in subsection (2) of this section and the date of application for employment;

(b) The offense was committed as a result of the applicant's substance use or untreated mental health symptoms; and

(c) The applicant is at least one year in recovery from a substance use disorder, whether through abstinence

or stability on medication-assisted therapy, or in recovery from a mental health disorder.

(4) In consultation with law enforcement personnel, the secretary of social and health services and the secretary of health shall investigate, or cause to be investigated, the conviction record and the protection proceeding record information under this chapter of the staff of each agency or facility under their respective jurisdictions seeking licensure or relicensure. An individual responding to a criminal background inquiry request from his or her employer or potential employer shall disclose the information about his or her criminal history under penalty of perjury. The secretaries shall use the information solely for the purpose of determining eligibility for licensure or relicensure. Criminal justice agencies shall provide the secretaries such information as they may have and that the secretaries may require for such purpose.

NEW SECTION. Sec. 23. A new section is added to chapter 18.205 RCW to read as follows:

The department may not automatically deny an applicant for certification under this chapter for a position as a substance use disorder professional or substance use disorder professional trainee based on a conviction history consisting of convictions for simple assault, assault in the fourth degree, prostitution, theft in the third degree, theft in the second degree, or forgery, the same offenses as they may be renamed, or substantially equivalent offenses committed in other states or jurisdictions if:

(1) At least one year has passed between the applicant's most recent conviction for an offense set forth in this section and the date of application for employment;

(2) The offense was committed as a result of the person's substance use or untreated mental health symptoms; and

(3) The applicant is at least one year in recovery from a substance use disorder, whether through abstinence or stability on medication-assisted therapy, or in recovery from mental health challenges.

Sec. 24. RCW 18.130.055 and 2016 c 81 s 12 are each amended to read as follows:

(1) The disciplining authority may deny an application for licensure or grant a license with conditions if the applicant:

(a) Has had his or her license to practice any health care profession suspended, revoked, or restricted, by competent authority in any state, federal, or foreign jurisdiction;

(b) Has committed any act defined as unprofessional conduct for a license holder under RCW 18.130.180, except as provided in RCW 9.97.020;

(c) Has been convicted or is subject to current prosecution or pending charges of a crime involving moral turpitude or a crime identified in RCW 43.43.830, except as provided in RCW 9.97.020 and section 23 of this act. For purposes of this section, conviction includes all instances in which a plea of guilty or nolo contendere is the basis for the

conviction and all proceedings in which the prosecution or sentence has been deferred or suspended. At the request of an applicant for an original license whose conviction is under appeal, the disciplining authority may defer decision upon the application during the pendency of such a prosecution or appeal;

(d) Fails to prove that he or she is qualified in accordance with the provisions of this chapter, the chapters identified in RCW 18.130.040(2), or the rules adopted by the disciplining authority; or

(e) Is not able to practice with reasonable skill and safety to consumers by reason of any mental or physical condition.

(i) The disciplining authority may require the applicant, at his or her own expense, to submit to a mental, physical, or psychological examination by one or more licensed health professionals designated by the disciplining authority. The disciplining authority shall provide written notice of its requirement for a mental or physical examination that includes a statement of the specific conduct, event, or circumstances justifying an examination and a statement of the nature, purpose, scope, and content of the intended examination. If the applicant fails to submit to the examination or provide the results of the examination or any required waivers, the disciplining authority may deny the application.

(ii) An applicant governed by this chapter is deemed to have given consent to submit to a mental, physical, or psychological examination when directed in writing by the disciplining authority and further to have waived all objections to the admissibility or use of the examining health professional's testimony or examination reports by the disciplining authority on the grounds that the testimony or reports constitute privileged communications.

(2) The provisions of RCW 9.95.240 and chapter 9.96A RCW do not apply to a decision to deny a license under this section.

(3) The disciplining authority shall give written notice to the applicant of the decision to deny a license or grant a license with conditions in response to an application for a license. The notice must state the grounds and factual basis for the action and be served upon the applicant.

(4) A license applicant who is aggrieved by the decision to deny the license or grant the license with conditions has the right to an adjudicative proceeding. The application for adjudicative proceeding must be in writing, state the basis for contesting the adverse action, include a copy of the adverse notice, and be served on and received by the department within twenty-eight days of the decision. The license applicant has the burden to establish, by a preponderance of evidence, that the license applicant is qualified in accordance with the provisions of this chapter, the chapters identified in RCW 18.130.040(2), and the rules adopted by the disciplining authority.

NEW SECTION. Sec. 25. A new section is added to chapter 18.205 RCW to read as follows:

(1) The department shall develop training standards for the creation of a co-occurring disorder specialist enhancement which may be added to the license or registration held by one of the following:

(a) Psychologists licensed under chapter 18.83 RCW;

(b) Independent clinical social workers licensed under chapter 18.225 RCW;

(c) Marriage and family therapists licensed under chapter 18.225 RCW;

(d) Mental health counselors licensed under chapter 18.225 RCW; and

(e) An agency affiliated counselor under chapter 18.19 RCW with a master's degree or further advanced degree in counseling or one of the social sciences from an accredited college or university who has at least two years of experience, experience gained under the supervision of a mental health professional recognized by the department or attested to by the licensed behavioral health agency, in direct treatment of persons with mental illness or emotional disturbance.

(2) To obtain the co-occurring disorder specialist enhancement, the applicant must meet training standards and experience requirements. The training standards must be designed with consideration of the practices of the health professions listed in subsection (1) of this section and consisting of sixty hours of instruction consisting of (a) thirty hours in understanding the disease pattern of addiction and the pharmacology of alcohol and other drugs; and (b) thirty hours in understanding addiction placement, continuing care, and discharge criteria, including the American society of addiction medicine criteria; treatment planning specific to substance abuse; relapse prevention; and confidentiality issues specific to substance use disorder treatment.

(3) In developing the training standards, the department shall consult with the examining board of psychology established in chapter 18.83 RCW, the Washington state mental health counselors, marriage and family therapists, and social workers advisory committee established in chapter 18.225 RCW, the substance use disorder certification advisory committee established in chapter 18.205 RCW, and educational institutions in Washington state that train psychologists, marriage and family therapists, mental health counselors, independent clinical social workers, and substance use disorder professionals.

(4) The department shall approve educational programs that meet the training standards, and must not limit its approval to university-based courses.

(5) The secretary shall issue a co-occurring disorder specialist enhancement to any applicant who demonstrates to the secretary's satisfaction that the following requirements have been met:

(a) Completion of the training standards;

(b) Successful completion of an approved examination based on core competencies of substance use disorder counseling;

(c) Successful completion of an experience requirement of:

(i) Eighty hours of supervised experience for an applicant listed under subsection (1) of this section with fewer than five years of experience; or

(ii) Forty hours of supervised experience for an applicant listed under subsection (1) of this section with five or more years of experience; and

(d) Payment of any fees that may be established by the department.

(6) An applicant for the co-occurring disorder specialist enhancement may receive supervised experience from any person who meets or exceeds the requirements of a certified substance use disorder professional in the state of Washington and who would be eligible to take the examination required for substance use disorder professional certification.

(7) A person who has obtained a co-occurring disorder specialist enhancement may provide substance use disorder counseling services which are equal in scope with those provided by substance use disorder professionals under this chapter, subject to the following limitations:

(a) A co-occurring disorder specialist may only provide substance use disorder counseling services if the co-occurring disorder specialist is employed by:

- (i) An agency that provides counseling services;
- (ii) A federally qualified health center; or
- (iii) A hospital;

(b) Following an initial intake or assessment, a co-occurring disorder specialist may provide substance use disorder treatment only to clients diagnosed with a substance use disorder and a mental health disorder;

(c) Prior to providing substance use disorder treatment to a client assessed to be in need of 2.1 or higher level of care according to American society of addiction medicine criteria, a co-occurring disorder specialist must make a reasonable effort to refer and connect the client to the appropriate care setting, as indicated by the client's American society of addiction medicine level of care; and

(d) A co-occurring disorder specialist must comply with rules promulgated by the department under subsection (11) of this section.

(8) The secretary shall establish by rule what constitutes adequate proof of meeting the criteria.

(9) Applicants are subject to the grounds for denial of a certificate or issuance of a conditional certificate under chapter 18.130 RCW.

(10) The department may adopt a fee to defray the cost of regulatory activities related to the issuance of co-

occurring disorder specialist enhancements and any related disciplinary activities.

(11) The department shall adopt rules regarding the role of co-occurring disorder specialists across the American society of addiction medicine continuum of care.

(12) Any increase in fees necessary to cover the cost of regulating co-occurring disorder professionals who receive an enhancement under this section must be borne by persons licensed as psychologists under chapter 18.83 RCW, independent clinical social workers under chapter 18.225 RCW, marriage and family therapists under chapter 18.225 RCW, or mental health counselors under chapter 18.225 RCW. The cost of regulating co-occurring disorder specialists who receive an enhancement under this section may not be borne by substance use disorder professionals or substance use disorder professional trainees certified under this chapter and may not be included in the calculation of fees for substance use disorder professionals or substance use disorder professional trainees certified under this chapter.

NEW SECTION. Sec. 26. A new section is added to chapter 18.205 RCW to read as follows:

(1) Beginning July 1, 2020, subject to the availability of amounts appropriated for this specific purpose, the department shall contract with an educational program to offer the training developed under section 25 of this act. The contracted educational program shall offer the training at a reduced cost to health care providers identified in section 25 of this act. The training must be (a) available online on an ongoing basis and (b) offered in person at least four times per calendar year.

(2) Beginning July 1, 2020, subject to the availability of amounts appropriated for this specific purpose, the department shall contract with an entity to provide a telephonic consultation service to assist health care providers who have been issued a substance use disorder professional certification pursuant to RCW 18.205.090 or a co-occurring disorder specialist enhancement under section 25 of this act with the diagnosis and treatment of patients with co-occurring behavioral health disorders.

(3) The department shall identify supervisors who are trained and available to supervise persons seeking to meet the supervised experience requirements established under section 25 of this act.

(4) This section expires July 1, 2025.

NEW SECTION. Sec. 27. A new section is added to chapter 18.83 RCW to read as follows:

The department shall reduce the total number of supervised experience hours required under RCW 18.83.070 by three months for any applicant for a license under this chapter who has practiced as a certified chemical dependency professional for three years in the previous ten years.

NEW SECTION. Sec. 28. A new section is added to chapter 18.225 RCW to read as follows:

The department shall reduce the total number of supervised experience hours required under RCW 18.225.090 by ten percent for any applicant for a license under this chapter who has practiced as a certified chemical dependency professional for three years in the previous ten years.

NEW SECTION. Sec. 29. The department of health must amend its rules, including WAC 246-341-0515, to allow persons with a co-occurring disorder specialist enhancement under chapter 18.205 RCW to provide substance use disorder counseling services that are equal in scope with the scope and practice of a substance use disorder professional under chapter 18.205 RCW, subject to the practice limitations under section 25 of this act.

NEW SECTION. Sec. 30. A new section is added to chapter 18.205 RCW to read as follows:

(1) The department, in collaboration with the behavioral health institute at the University of Washington, the research and data analysis division at the department of social and health services, and the division of behavioral health and recovery at the health care authority, must conduct a review and analysis regarding the effects of the co-occurring disorder specialist enhancement created by this act on increasing the number of providers qualified to provide substance use disorder services and improving outcomes for persons with a substance use disorder.

(2) The review and analysis shall assess:

(a) The effects of the availability of the co-occurring disorder specialist enhancement on:

(i) Increasing the number of providers qualified to provide substance use disorder services; and

(ii) Improving outcomes for persons with a substance use disorder;

(b) The number of co-occurring disorder specialist enhancements that have been issued;

(c) The settings in which co-occurring disorder specialists are working;

(d) The geographic distribution of co-occurring disorder specialists;

(e) Any change in the number of certified substance use disorder professionals and substance use disorder professional trainees;

(f) Any change in the number of people receiving treatment at the appropriate level of care, including:

(i) The number of American society of addiction medicine assessments made by co-occurring disorder specialists;

(ii) The assessed level of care for clients according to American society of addiction medicine criteria;

(iii) Co-occurring mental health diagnoses for clients receiving services from a co-occurring disorder specialist;

(iv) The number of referrals made by co-occurring disorder specialists, by American society of addiction medicine level; and

(v) The number of successful placements made by co-occurring disorder specialists; and

(g) Any other factors relevant to assessing the effects of the availability of the co-occurring disorder specialist enhancement on the behavioral health workforce and the provision of appropriate services to clients.

(3) The agencies listed in subsection (1) of this section must develop the tools necessary to conduct the review and analysis required by this section.

(4) By December 1, 2022, the department shall submit a preliminary report of the findings of its review and analysis and any recommendations for improving the qualifications for an enhancement or the practice of those who have been issued an enhancement, and a final report by December 1, 2024.

NEW SECTION. Sec. 31. The department of health shall conduct a sunrise review under chapter 18.120 RCW to evaluate the need for creation of a bachelor's level behavioral health professional credential that includes competencies related to the treatment of both substance use and mental health disorders appropriate to the bachelor's level of education, allows for reimbursement of services in all appropriate settings where persons with behavioral health disorders are treated, and is designed to facilitate work in conjunction with master's level clinicians in a fashion that enables all professionals to work at the top of their scope of license.

NEW SECTION. Sec. 32. (1) Section 13 of this act takes effect August 1, 2020.

(2) Section 19 of this act takes effect July 1, 2026.

NEW SECTION. Sec. 33. (1) Section 12 of this act expires August 1, 2020.

(2) Section 18 of this act expires July 1, 2026."

On page 1, line 2 of the title, after "practice;" strike the remainder of the title and insert "amending RCW 18.205.010, 18.205.020, 18.205.030, 18.205.080, 18.205.090, 18.205.095, 18.205.100, 10.77.079, 13.40.020, 13.40.042, 18.130.040, 43.70.442, 43.70.442, 70.97.010, 70.97.030, 71.34.020, 71.34.720, 71.34.720, 71.34.760, 18.130.175, 43.43.842, and 18.130.055; reenacting and amending RCW 71.05.020; adding new sections to chapter 18.205 RCW; adding a new section to chapter 18.83 RCW; adding a new section to chapter 18.225 RCW; creating new sections; providing effective dates; and providing expiration dates."

and the same is herewith transmitted.

Brad Hendrickson, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 1768 and advanced the bill as amended by the Senate to final passage.

**FINAL PASSAGE OF HOUSE BILL
AS SENATE AMENDED**

Representatives Davis and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1768, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1768, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1768, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

April 26, 2019

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 2161 with the following amendment:

On page 4, line 4, after "(8)" strike "Beginning" and insert "Except as provided in subsection (10) of this section, beginning"

On page 4, after line 16, insert the following:

"(10) The commission shall not impose the additional vessel replacement surcharge in subsection (8) of this section if doing so would increase fares by more than ten percent."

and the same is herewith transmitted.

Brad Hendrickson, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2161 and advanced the bill as amended by the Senate to final passage.

**FINAL PASSAGE OF HOUSE BILL
AS SENATE AMENDED**

Representatives Fey and Barkis spoke in favor of the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2161, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2161, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 63; Nays, 35; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Callan, Chandler, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goodman, Gregerson, Griffey, Hansen, Hudgins, Irwin, Jinkins, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stokesbary, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Blake, Boehnke, Caldier, Chambers, Corry, DeBolt, Dent, Dufault, Dye, Goehner, Graham, Harris, Hoff, Jenkin, Klippert, Kraft, Kretz, Maycumber, McCaslin, Mosbrucker, Orcutt, Paul, Rude, Schmick, Shea, Smith, Steele, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2161, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

April 28, 2019

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2158 with the following amendments:

On page 84, line 6, after "surcharges." insert "The rule of statutory construction in favor of the application of the surcharge under this paragraph does not apply on or after January 1, 2022."

On page 94, line 39, after "incorrect." insert "The increased evidentiary standard under this subsection (7) does not apply after January 1, 2022."

and the same are herewith transmitted.

Brad Hendrickson, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendments to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2158 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representative Hansen spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2158, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2158, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 52; Nays, 46; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kirby, Kloba, Lekanoff, Lovick, Macri, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Pellicciotti, Peterson, Pettigrew, Pollet, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Boehnke, Calder, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, Leavitt, MacEwen, Maycumber, McCaslin, Mead, Mosbrucker, Orcutt, Paul, Ramos, Rude, Schmick, Shea, Shewmake, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2158, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

April 28, 2019

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 1406 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 82.14 RCW to read as follows:

(1) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Nonparticipating city" is a city that does not impose a sales and use tax in accordance with the terms of this section.

(b) "Nonparticipating county" is a county that does not impose a sales and use tax in accordance with the terms of this section.

(c) "Participating city" is a city that imposes a sales and use tax in accordance with the terms of this section.

(d) "Participating county" is a county that imposes a sales and use tax in accordance with the terms of this section.

(e) "Qualifying local tax" means the following tax sources, if the tax source is instated no later than twelve months after the effective date of this section:

(i) The affordable housing levy authorized under RCW 84.52.105;

(ii) The sales and use tax for housing and related services authorized under RCW 82.14.530, provided the city has imposed the tax at a minimum or at least half of the authorized rate;

(iii) The sales tax for chemical dependency and mental health treatment services or therapeutic courts authorized under RCW 82.14.460 imposed by a city; and

(iv) The levy authorized under RCW 84.55.050, if used solely for affordable housing.

(2)(a) A county or city legislative authority may authorize, fix, and impose a sales and use tax in accordance with the terms of this section.

(b) The tax under this section is assessed on the selling price in the case of a sales tax, or value of the article used, in the case of a use tax.

(c) The rate of the tax under this section for an individual participating city and an individual participating county may not exceed:

(i) Beginning on the effective date of this section until twelve months after the effective date of this section:

(A) 0.0073 percent for a:

(I) Participating city, unless the participating city levies a qualifying local tax; and

(II) Participating county, within the limits of nonparticipating cities within the county and within participating cities that do not currently levy a qualifying tax;

(B) 0.0146 percent for a:

(I) Participating city that currently levies a qualifying local tax;

(II) Participating city if the county in which it is located declares they will not levy the sales and use tax authorized under this section or does not adopt a resolution in accordance with this section; and

(III) Participating county within the unincorporated areas of the county and any city that declares they will not levy the sales and use tax authorized under this section or does not adopt a resolution in accordance with this section;

(ii) Beginning twelve months after the effective date of this section:

(A) 0.0073 percent for a:

(I) Participating city that is located within a participating county if the participating city is not levying a qualifying local tax; and

(II) Participating county, within the limits of a participating city if the participating city is not levying a qualifying local tax;

(B) 0.0146 percent within the limits of a:

(I) Participating city that is levying a qualifying local tax; and

(II) Participating county within the unincorporated area of the county and within the limits of any nonparticipating city that is located within the county.

(d) A county may not levy the tax authorized under this section within the limits of a participating city that levies a qualifying local tax.

(e)(i) In order for a county or city legislative authority to impose the tax under this section, the authority must adopt:

(A) A resolution of intent to adopt legislation to authorize the maximum capacity of the tax in this section within six months of the date in which this section takes effect; and

(B) Legislation to authorize the maximum capacity of the tax in this section within one year of the date on which this section takes effect.

(ii) Adoption of the resolution of intent and legislation requires simple majority approval of the enacting legislative authority.

(iii) If a county or city has not adopted a resolution of intent in accordance with the terms of this section, the county or city may not authorize, fix, and impose the tax.

(3) The tax imposed under this section must be deducted from the amount of tax otherwise required to be collected or paid to the department of revenue under chapter 82.08 or 82.12 RCW. The department must perform the collection of such taxes on behalf of the county or city at no cost to the county or city.

(4) By December 31, 2019, or within thirty days of a county or city authorizing the tax under this section, whichever is later, the department must calculate the maximum amount of tax distributions for each county and city authorizing the tax under this section as follows:

(a) The maximum amount for a participating county equals the taxable retail sales within the county in state fiscal year 2019 multiplied by the tax rate imposed under this section. If a county imposes a tax authorized under this section after a city located in that county has imposed the tax, the taxable retail sales within the city in state fiscal year 2019 must be subtracted from the taxable retail sales within the county for the calculation of the maximum amount; and

(b) The maximum amount for a city equals the taxable retail sales within the city in state fiscal year 2019 multiplied by the tax rate imposed under subsection (1) of this section.

(5) The tax must cease to be distributed to a county or city for the remainder of any fiscal year in which the amount of tax exceeds the maximum amount in subsection (4) of this section. The department must remit any annual tax revenues above the maximum to the state treasurer for deposit in the general fund. Distributions to a county or city meeting the maximum amount must resume at the beginning of the next fiscal year.

(6)(a) If a county has a population greater than four hundred thousand or a city has a population greater than one hundred thousand, the moneys collected or bonds issued under this section may only be used for the following purposes:

(i) Acquiring, rehabilitating, or constructing affordable housing, which may include new units of affordable housing within an existing structure or facilities providing supportive housing services under RCW 71.24.385; or

(ii) Funding the operations and maintenance costs of new units of affordable or supportive housing.

(b) If a county has a population of four hundred thousand or less or a city has a population of one hundred thousand or less, the moneys collected under this section may only be used for the purposes provided in (a) of this subsection or for providing rental assistance to tenants.

(7) The housing and services provided pursuant to subsection (6) of this section may only be provided to persons whose income is at or below sixty percent of the median income of the county or city imposing the tax.

(8) In determining the use of funds under subsection (6) of this section, a county or city must consider the income of the individuals and families to be served, the leveraging of the resources made available under this section, and the housing needs within the jurisdiction of the taxing authority.

(9) To carry out the purposes of this section including, but not limited to, financing loans or grants to nonprofit organizations or public housing authorities, the legislative authority of the county or city imposing the tax has the authority to issue general obligation or revenue bonds within the limitations now or hereafter prescribed by the laws of this state, and may use, and is authorized to pledge, the moneys collected under this section for repayment of such bonds.

(10) A county or city may enter into an interlocal agreement with one or more counties, cities, or public housing authorities in accordance with chapter 39.34 RCW. The agreement may include, but is not limited to, pooling the tax receipts received under this section, pledging those taxes to bonds issued by one or more parties to the agreement, and allocating the proceeds of the taxes levied or the bonds issued in accordance with such interlocal agreement and this section.

(11) Counties and cities imposing the tax under this section must report annually to the department of commerce on the collection and use of the revenue. The department of commerce must adopt rules prescribing content of such reports. By December 1, 2019, and annually thereafter, and in compliance with RCW 43.01.036, the department of commerce must submit a report annually to the appropriate legislative committees with regard to such uses.

(12) The tax imposed by a county or city under this section expires twenty years after the date on which the tax is first imposed."

On page 1, line 2 of the title, after "housing;" strike the remainder of the title and insert "and adding a new section to chapter 82.14 RCW."

and the same is herewith transmitted.

Brad Hendrickson, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 1406 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Robinson and Gildon spoke in favor of the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1406, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1406, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 62; Nays, 36; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Harris, Hudgins, Jinkins, Kilduff, Kirby, Klippert, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Hoff, Irwin, Jenkin, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Mosbrucker, Orcutt, Rude, Schmick, Shea, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

SUBSTITUTE HOUSE BILL NO. 1406, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

With the consent of the House, the bills previously acted upon were immediately transmitted to the Senate.

The Speaker (Representative Lovick presiding) called upon Representative Orwall to preside.

There being no objection, the House reverted to the fourth order of business.

INTRODUCTION & FIRST READING

There being no objection, ENGROSSED SUBSTITUTE SENATE BILL NO. 6004 was read the first time, and under suspension of the rules was placed on the second reading calendar.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

April 27, 2019

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 1101 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. For the purpose of providing funds to finance the projects described and

authorized by the legislature in the omnibus capital and operating appropriations acts for the 2017-2019 and 2019-2021 fiscal biennia, and all costs incidental thereto, the state finance committee is authorized to issue general obligation bonds of the state of Washington in the sum of three billion two hundred million nine hundred twenty-six thousand dollars, or as much thereof as may be required, to finance these projects and all costs incidental thereto. Bonds authorized in this section may be sold at such price as the state finance committee shall determine. No bonds authorized in this section may be offered for sale without prior legislative appropriation of the net proceeds of the sale of the bonds.

NEW SECTION. Sec. 2. (1) The proceeds from the sale of bonds authorized in section 1 of this act shall be deposited in the state building construction account created by RCW 43.83.020. The proceeds shall be transferred as follows:

(a) Three billion twenty-four million two hundred ninety-two thousand dollars to remain in the state building construction account created by RCW 43.83.020;

(b) One hundred seventy-six million six hundred thirty-four thousand dollars to the state taxable building construction account. All receipts from taxable bonds issued are to be deposited into the account. If the state finance committee deems it necessary or advantageous to issue more than the amount specified in this subsection (1)(b) as taxable bonds in order to comply with federal internal revenue service rules and regulations pertaining to the use of nontaxable bond proceeds or in order to reduce the total financing costs for bonds issued, the proceeds of such additional taxable bonds shall be transferred to the state taxable building construction account in lieu of any transfer otherwise provided by this section. If the state finance committee determines that a portion of the amount specified in this subsection (1)(b) as taxable bonds may be issued as nontaxable bonds in compliance with federal internal revenue service rules and regulations pertaining to the use of nontaxable bond proceeds, then such bond proceeds shall be transferred to the state building construction account in lieu of the transfer to the state taxable building construction account otherwise provided by this subsection (1)(b). The state treasurer shall submit written notice to the director of financial management if it is determined that any such additional transfer to the state taxable building construction account is necessary or that a transfer from the state taxable building construction account to the state building construction account may be made. Moneys in the account may be spent only after appropriation.

(2)(a) The treasurer shall transfer bond proceeds deposited in the state building construction account into the outdoor recreation account created by RCW 79A.25.060, the habitat conservation account created by RCW 79A.15.020, the farm and forest account created by RCW 79A.15.130, and the early learning facilities development account created by RCW 43.31.569, at various times and in various amounts necessary to support authorized expenditures from those accounts.

(b) The treasurer shall transfer bond proceeds deposited in the state taxable building construction account into the early learning facilities revolving account created by RCW 43.31.569, at various times and in various amounts necessary to support authorized expenditures from that account.

(3) These proceeds shall be used exclusively for the purposes specified in this section and for the payment of expenses incurred in the issuance and sale of the bonds issued for the purposes of this section, and shall be administered by the office of financial management subject to legislative appropriation.

NEW SECTION. Sec. 3. (1) The debt-limit general fund bond retirement account shall be used for the payment of the principal of and interest on the bonds authorized in section 1 of this act.

(2) The state finance committee shall, on or before June 30th of each year, certify to the state treasurer the amount needed in the ensuing twelve months to meet the bond retirement and interest requirements on the bonds authorized in section 1 of this act.

(3) On each date on which any interest or principal and interest payment is due on bonds issued for the purposes of section 2 (1) and (2) of this act the state treasurer shall withdraw from any general state revenues received in the state treasury and deposit in the debt-limit general fund bond retirement account an amount equal to the amount certified by the state finance committee to be due on the payment date.

NEW SECTION. Sec. 4. (1) Bonds issued under section 1 of this act shall state that they are a general obligation of the state of Washington, shall pledge the full faith and credit of the state to the payment of the principal thereof and the interest thereon, and shall contain an unconditional promise to pay the principal and interest as the same shall become due.

(2) The owner and holder of each of the bonds or the trustee for the owner and holder of any of the bonds may by mandamus or other appropriate proceeding require the transfer and payment of funds as directed in this section.

NEW SECTION. Sec. 5. The legislature may provide additional means for raising moneys for the payment of the principal of and interest on the bonds authorized in section 1 of this act, and sections 2 and 3 of this act shall not be deemed to provide an exclusive method for the payment.

NEW SECTION. Sec. 6. Sections 1 through 5 of this act are each added to chapter 43.100A RCW.

NEW SECTION. Sec. 7. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 8. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

On page 1, line 2 of the title, after "accounts;" strike the remainder of the title and insert "adding new sections to chapter 43.100A RCW; and declaring an emergency."

and the same is herewith transmitted.

Brad Hendrickson, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 1101 and advanced the bill as amended by the Senate to final passage.

**FINAL PASSAGE OF HOUSE BILL
AS SENATE AMENDED**

Representatives Tharinger and DeBolt spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1101, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1101, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie and Ybarra.

Voting nay: Representative Young.

SUBSTITUTE HOUSE BILL NO. 1101, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

April 27, 2019

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 1102 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) A capital budget is hereby adopted and, subject to the provisions set forth in this act, the several dollar amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be incurred for capital projects during the period beginning with the effective date of this section and ending June 30, 2021, out of the several funds specified in this act.

(2) The definitions in this subsection apply throughout this act unless the context clearly requires otherwise.

(a) "Fiscal year 2020" or "FY 2020" means the period beginning July 1, 2019, and ending June 30, 2020.

(b) "Fiscal year 2021" or "FY 2021" means the period beginning July 1, 2020, and ending June 30, 2021.

(c) "Lapse" or "revert" means the amount shall return to an unappropriated status.

(d) "Provided solely" means the specified amount may be spent only for the specified purpose.

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

(4) The amounts shown under the headings "Prior Biennia," "Future Biennia," and "Total" in this act are for informational purposes only and do not constitute legislative approval of these amounts. "Prior biennia" typically refers to the immediate prior biennium for reappropriations, but may refer to multiple biennia in the case of specific projects. A "future biennia" amount is an estimate of what may be appropriated for the project or program in the 2021-2023 biennium and the following three biennia; an amount of zero does not necessarily constitute legislative intent to not provide funding for the project or program in the future.

(5) "Reappropriations" in this act are appropriations and, unless the context clearly provides otherwise, are subject to the relevant conditions and limitations applicable to appropriations. Reappropriations shall be limited to the unexpended balances remaining on June 30, 2019, from the 2017-2019 biennial appropriations for each project.

PART 1

GENERAL GOVERNMENT

NEW SECTION. Sec. 1001. FOR THE COURT OF APPEALS

Division III Roof Replacement and Maintenance (30000003)

Reappropriation:

State Building Construction Account—State	.....\$262,000
Prior Biennia (Expenditures)	\$0

Future Biennia (Projected Costs) \$0
 TOTAL \$262,000

NEW SECTION. Sec. 1002. FOR THE OFFICE OF THE SECRETARY OF STATE

Library-Archives Building (30000033)

The reappropriation in this section is subject to the following conditions and limitations:

(1) The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1003, chapter 2, Laws of 2018.

(2) The secretary of state must enter into a financial contract for up to \$103,143,000.

Reappropriation:

State Building Construction Account—State \$5,000,000
 Prior Biennia (Expenditures)..... \$300,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$5,300,000

NEW SECTION. Sec. 1003. FOR THE OFFICE OF THE SECRETARY OF STATE

State Archives Minor Works Projects (30000042)

Appropriation:

State Building Construction Account—State \$573,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$573,000

NEW SECTION. Sec. 1004. FOR THE DEPARTMENT OF COMMERCE

Housing Assistance, Weatherization, and Affordable Housing (20074009)

Reappropriation:

State Taxable Building Construction Account—State \$62,000
 Prior Biennia (Expenditures)..... \$199,760,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$199,822,000

NEW SECTION. Sec. 1005. FOR THE DEPARTMENT OF COMMERCE

2010 Local and Community Projects (30000082)

The reappropriation in this section is subject to the following conditions and limitations: The projects must comply with RCW 43.63A.125 and other requirements for community projects administered by the department.

Reappropriation:

State Building Construction Account—State \$1,975,000
 Prior Biennia (Expenditures) \$11,447,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$13,422,000

NEW SECTION. Sec. 1006. FOR THE DEPARTMENT OF COMMERCE

Community Economic Revitalization Board (30000097)

Reappropriation:

Public Facility Construction Loan Revolving Account—State \$8,020,000
 State Taxable Building Construction Account—State..... \$4,000,000
 Subtotal Reappropriation ... \$12,020,000
 Prior Biennia (Expenditures) \$6,000,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$18,020,000

NEW SECTION. Sec. 1007. FOR THE DEPARTMENT OF COMMERCE

Public Works Assistance Account Program 2013 Loan List (30000184)

Reappropriation:

Public Works Assistance Account—State \$11,000,000
 Prior Biennia (Expenditures) \$27,141,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$38,141,000

NEW SECTION. Sec. 1008. FOR THE DEPARTMENT OF COMMERCE

Clean Energy and Energy Freedom Program (30000726)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6003, chapter 4, Laws of 2017 3rd sp. sess.

Reappropriation:

State Building Construction Account—State \$14,937,000
 State Taxable Building Construction Account—State..... \$3,532,000
 Subtotal Reappropriation ... \$18,469,000
 Prior Biennia (Expenditures) \$21,931,000
 Future Biennia (Projected Costs)..... \$0

TOTAL \$40,400,000

NEW SECTION. Sec. 1009. FOR THE DEPARTMENT OF COMMERCE

Building Communities Fund Program (30000803)

The reappropriation in this section is subject to the following conditions and limitations:

(1) \$1,455,000 of the amount reappropriated in this section is provided solely for the Byrd Barr place, formerly known as Centerstone, building renovation project.

(2) \$220,000 of the amount reappropriated in this section is provided solely for El Centro de la Raza boiler fan and master plan for rehabilitation. This amount is not subject to the match requirements, pursuant to RCW 43.63A.125.

Reappropriation:

State Building Construction Account—State \$1,675,000

Prior Biennia (Expenditures)..... \$19,184,000

Future Biennia (Projected Costs) \$0

TOTAL \$20,859,000

NEW SECTION. Sec. 1010. FOR THE DEPARTMENT OF COMMERCE

Housing Trust Fund Appropriation (30000833)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1005, chapter 35, Laws of 2016 sp. sess. and section 6008 of this act.

Reappropriation:

State Taxable Building Construction Account—State \$10,406,000

Washington Housing Trust Account—State \$278,000

Subtotal Reappropriation... \$10,684,000

Prior Biennia (Expenditures)..... \$70,816,000

Future Biennia (Projected Costs) \$0

TOTAL \$81,500,000

NEW SECTION. Sec. 1011. FOR THE DEPARTMENT OF COMMERCE

2015-2017 Community Economic Revitalization Board Program (30000834)

Reappropriation:

Public Facility Construction Loan Revolving

Account—State \$10,588,000

Prior Biennia (Expenditures)..... \$12,000

Future Biennia (Projected Costs) \$0

TOTAL \$10,600,000

NEW SECTION. Sec. 1012. FOR THE DEPARTMENT OF COMMERCE

Energy Efficiency and Solar Grants (30000835)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1035, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

State Building Construction Account—State \$2,000,000

Prior Biennia (Expenditures) \$23,000,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$25,000,000

NEW SECTION. Sec. 1013. FOR THE DEPARTMENT OF COMMERCE

Ultra-Efficient Affordable Housing Demonstration (30000836)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1006, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

Washington Housing Trust Account—State \$845,000

Prior Biennia (Expenditures) \$1,655,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$2,500,000

NEW SECTION. Sec. 1014. FOR THE DEPARTMENT OF COMMERCE

2017 Local and Community Projects (30000846)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6004, chapter 4, Laws of 2017 3rd sp. sess.

Reappropriation:

State Building Construction Account—State \$3,000,000

Prior Biennia (Expenditures) \$8,363,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$11,363,000

NEW SECTION. Sec. 1015. FOR THE DEPARTMENT OF COMMERCE

2017-19 Housing Trust Fund Program (30000872)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6005 of this act.

Reappropriation:

State Building Construction Account—State
 \$17,165,000

State Taxable Building Construction Account—
 State..... \$73,139,000

Washington Housing Trust Account—State
 \$7,513,000

Subtotal Reappropriation... \$97,817,000

Prior Biennia (Expenditures)..... \$13,972,000

Future Biennia (Projected Costs) \$0

TOTAL \$111,789,000

NEW SECTION. Sec. 1016. FOR THE DEPARTMENT OF COMMERCE

Economic Opportunity Grants (30000873)

Reappropriation:

Rural Washington Loan Account—State\$5,000,000

Prior Biennia (Expenditures)..... \$1,750,000

Future Biennia (Projected Costs) \$0

TOTAL \$6,750,000

NEW SECTION. Sec. 1017. FOR THE DEPARTMENT OF COMMERCE

2017-19 Youth Recreational Facilities Grant Program (30000875)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1008, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State
 \$5,000,000

Prior Biennia (Expenditures)..... \$1,907,000

Future Biennia (Projected Costs) \$0

TOTAL \$6,907,000

NEW SECTION. Sec. 1018. FOR THE DEPARTMENT OF COMMERCE

2017-19 Building for the Arts Grant Program (30000877)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1009, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State
 \$6,000,000

Prior Biennia (Expenditures)..... \$6,000,000

Future Biennia (Projected Costs)..... \$0

TOTAL.....\$12,000,000

NEW SECTION. Sec. 1019. FOR THE DEPARTMENT OF COMMERCE

Public Works Assistance Account Construction Loans (30000878)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6001 of this act and shall be expended for the projects listed. However, if upon review of applications the public works board determines that a project is ineligible for a loan, or if the entity responsible for construction of a listed project declines a loan, the department may transfer any excess funding to other public works projects as recommended and approved through the public works board, provided those projects meet eligibility criteria.

Reappropriation:

State Taxable Building Construction Account—
 State.....\$65,117,000

Prior Biennia (Expenditures)\$12,103,000

Future Biennia (Projected Costs)..... \$0

TOTAL.....\$77,220,000

NEW SECTION. Sec. 1020. FOR THE DEPARTMENT OF COMMERCE

Weatherization Plus Health Matchmaker Program (30000879)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1014, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State
\$11,818,000

State Taxable Building Construction Account—
 State.....\$4,934,000

Subtotal Reappropriation ...\$16,752,000

Prior Biennia (Expenditures)\$6,748,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$23,500,000

NEW SECTION. Sec. 1021. FOR THE DEPARTMENT OF COMMERCE

Clean Energy Funds 3 (30000881)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6006 of this act.

Reappropriation:

Energy Efficiency Account—State.....\$5,472,000

State Building Construction Account—State	\$32,065,000
State Taxable Building Construction Account—State	\$7,934,000
Subtotal Reappropriation...	\$45,471,000
Prior Biennia (Expenditures).....	\$629,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$46,100,000

NEW SECTION. Sec. 1022. FOR THE DEPARTMENT OF COMMERCE

Energy Efficiency and Solar Grants (30000882)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6007 of this act.

Reappropriation:

Energy Efficiency Account—State	\$5,478,000
State Building Construction Account—State	\$5,162,000
Subtotal Reappropriation...	\$10,640,000
Prior Biennia (Expenditures).....	\$360,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$11,000,000

NEW SECTION. Sec. 1023. FOR THE DEPARTMENT OF COMMERCE

2017-19 Building Communities Fund Grant (30000883)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1015, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$18,500,000
Prior Biennia (Expenditures).....	\$12,400,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$30,900,000

NEW SECTION. Sec. 1024. FOR THE DEPARTMENT OF COMMERCE

2018 Local and Community Projects (40000005)

The reappropriation in this section is subject to the following conditions and limitations:

(1) The reappropriation is subject to the provisions of section 6003 of this act.

(2) The Interbay public development advisory committee shall provide a report to the legislature and office of the governor with recommendations by November 15,

2019. The Interbay advisory committee's recommendations must include recommendations regarding the structure, composition, and scope of authority of any subsequent state public development authority that may be established to implement the recommendations of the Interbay advisory committee.

(3) The Interbay public development advisory committee terminates June 30, 2020.

Reappropriation:

State Building Construction Account—State	\$91,142,000
Prior Biennia (Expenditures)	\$39,799,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$130,941,000

NEW SECTION. Sec. 1025. FOR THE DEPARTMENT OF COMMERCE

Early Learning Facility Grants (40000006)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1005, chapter 298, Laws of 2018.

Reappropriation:

Early Learning Facilities Development Account—State.....	\$2,500,000
Early Learning Facilities Revolving Account—State	\$6,000,000
Subtotal Reappropriation	\$8,500,000
Prior Biennia (Expenditures)	\$7,000,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$15,500,000

NEW SECTION. Sec. 1026. FOR THE DEPARTMENT OF COMMERCE

Dental Clinic Capacity Grants (40000007)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1006, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$10,000,000
Prior Biennia (Expenditures)	\$6,534,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$16,534,000

NEW SECTION. Sec. 1027. FOR THE DEPARTMENT OF COMMERCE

PWAA Preconstruction and Emergency Loan Programs (40000009)

The reappropriation in this section is subject to the following conditions and limitations:

(1) \$5,000,000 is for the public works board's emergency loan program.

(2) \$14,000,000 is for the public works board's preconstruction loan program.

Reappropriation:

State Taxable Building Construction Account—State	\$18,000,000
Prior Biennia (Expenditures).....	\$1,000,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$19,000,000

NEW SECTION. Sec. 1028. FOR THE DEPARTMENT OF COMMERCE

Behavioral Health Community Capacity (40000018)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6004 of this act.

Reappropriation:

State Building Construction Account—State	\$84,500,000
Prior Biennia (Expenditures).....	\$5,876,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$90,376,000

NEW SECTION. Sec. 1029. FOR THE DEPARTMENT OF COMMERCE

2019-21 Housing Trust Fund Program (40000036)

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

(1) \$129,050,000 of the state taxable building construction account—state appropriation and \$45,950,000 of the state building construction account—state appropriation are provided solely for production and preservation of affordable housing. Of the amounts in this subsection:

(a) \$35,000,000 of the appropriation is provided solely for housing projects that provide supportive housing and case-management services to persons with behavioral or chronic mental illness. When evaluating applications for this population, the department must prioritize low-income supportive housing unit proposals that show:

(i) Evidence that the application was developed in collaboration with one or more health care entities that provide behavioral health care services to individuals eligible for the housing provided under this subsection;

(ii) A commitment by the applicant to provide, directly or through a formal partnership, necessary treatment

and supportive services to the tenants and maintain the beds or housing units for at least a forty-year period;

(iii) Readiness to begin structural modifications or construction resulting in a fast project completion;

(iv) Program requirements that adhere to the key elements of permanent supportive housing programs including choice in housing and living arrangements, functional separation of housing and services, community integration, rights of tenancy, and voluntary recovery-focused services; and

(v) To achieve geographic distribution, the department must prioritize projects in rural areas as defined by the department per RCW 43.185.050 and unserved communities with the goal of maximizing the investment and increasing the number of supportive housing units in rural, unserved communities.

(b) \$10,000,000 of the appropriation in this section is provided solely for competitive grant awards for modular housing which includes high quality affordable housing projects that will quickly move people from homelessness into secure housing and are significantly less expensive to construct than traditional housing. These funds must be awarded to projects with a total project development cost per housing unit of less than \$125,000, excluding the value of land, off-site infrastructure costs, and any capitalized reserves, compliant with the Americans with disabilities act, and with a commitment by the applicant to maintain the housing units for at least a fifty year period.

(c) \$10,000,000 of the appropriation in this section is provided solely for a state match or state matches on private contributions that fund the production and preservation of affordable housing. Awards must be made using a competitive process. If any funding remains unallocated after the first fiscal year during the 2019-2021 fiscal biennium, the department may allocate the remaining funding through its annual competitive process for affordable housing projects that serve and benefit low-income and special needs populations in need of housing.

(d)(i) \$10,000,000 of the appropriation in this section is provided solely for housing preservation grants or loans to be awarded competitively.

(ii) The funds may be provided for major building improvements, preservation, and system replacements, necessary for the existing housing trust fund portfolio to maintain long-term viability. The department must require a capital needs assessment to be provided prior to contract execution. Funds may not be used to add or expand the capacity of the property.

(iii) To allocate preservation funds, the department must review applications and evaluate projects based on the following criteria:

(A) The age of the property, with priority given to buildings that are more than fifteen years old;

(B) The population served, with priority given to projects with at least 50 percent of the housing units being

occupied by families and individuals at or below 50 percent area median income;

(C) The degree to which the applicant demonstrates that the improvements will result in a reduction of operating or utilities costs, or both;

(D) The potential for additional years added to the affordability period of the property; and

(E) Other criteria that the department considers necessary to achieve the purpose of this program.

(e)(i) \$7,000,000 of the appropriation in this section is provided solely for loans or grants to design and construct ultra-high energy efficient affordable housing projects.

(ii) To receive funding, a project must provide a life-cycle cost analysis report to the department and must demonstrate energy-saving and renewable energy systems either designed to reach net-zero energy use after housing is fully occupied or designed to achieve the most recent building standard of the passive house institute US as of the effective date of this section.

(iii) The department must consider, at a minimum and in any order, the following factors in assigning a numerical ranking to a project:

(A) Whether the proposed design has demonstrated that the project will achieve either net-zero energy use when fully occupied or will achieve the most recent building standard of the passive house institute US as of the effective date of this section;

(B) The life-cycle cost of the project;

(C) That the project demonstrates a design, use of materials, and construction process that can be replicated by the Washington building industry;

(D) The extent to which the project leverages nonstate funds;

(E) The extent to which the project is ready to proceed to construction;

(F) Whether the project promotes sustainable use of resources and environmental quality;

(G) Whether the project is being well managed to fund maintenance and capital depreciation;

(H) Reduction of housing and utilities carbon footprint; and

(I) Other criteria that the department considers necessary to achieve the purpose of this program.

(iv) The department must monitor and track the results of the housing projects that receive ultra-high energy efficiency funding under this section.

(f) \$45,950,000 of the appropriation in this section is provided solely for the following list of housing projects:

Bellwether Housing (Seattle) \$6,000,000

Capitol Hill Housing Broadway (Seattle) \$6,000,000

Crosswalk Teen Shelter and Transitional Housing

Project (Spokane).....\$1,000,000

Ethiopian Community Affordable Housing (Seattle)\$3,000,000

FUSION Emergency Housing for Homeless Families

(Federal Way)\$3,000,000

Highland Village (Airway Heights).....\$5,500,000

Home At Last (Tacoma).....\$1,500,000

Interfaith Works Shelter (Olympia).....\$3,000,000

NorthHaven Affordable Senior Housing Campus (Seattle).....\$1,000,000

Pateros Gardens (Pateros).....\$1,400,000

Roslyn Housing Project (Roslyn)\$2,000,000

SCIDpda North Lot (Seattle)\$9,000,000

Seattle Indian Health Board - Low Income Housing (Seattle).....\$1,000,000

Tenny Creek Assisted Living (Vancouver)\$1,750,000

THA Arlington Drive (Tacoma).....\$800,000

(g) \$57,050,000 of the appropriation in this section is provided solely for affordable housing projects that serve and benefit low-income and special needs populations in need of housing. Of the amounts appropriated in this subsection, the department must allocate the funds as follows:

(i) \$5,000,000 of the appropriation in this section is provided solely for housing for veterans;

(ii) \$5,000,000 of the appropriation in this section is provided solely for housing that serves people with developmental disabilities;

(iii) \$5,000,000 of the appropriation in this section is provided solely for housing that serves people who are employed as farmworkers; and

(iv)(A) \$5,000,000 of the appropriation in this section is provided solely for housing projects that benefit homeownership.

(B) During the 2019-2021 fiscal biennium, the department must use a separate application form for applications to provide homeownership opportunities and evaluate homeownership project applications as allowed under chapter 43.185A RCW.

(C) In addition to the definition of "first-time home buyer" in RCW 43.185A.010, for the purposes of awarding homeownership projects during the 2019-2021 fiscal biennium "first time home buyer" also includes:

(I) A single parent who has only owned a home with a former spouse while married;

(II) An individual who is a displaced homemaker as defined in 24 C.F.R. Sec. 93.2 as it existed on the effective date of this section, or such subsequent date as may be provided by the department by rule, consistent with the purposes of this section, and has only owned a home with a spouse;

(III) An individual who has only owned a principal residence not permanently affixed to a permanent foundation in accordance with applicable regulations; or

(IV) An individual who has only owned a property that is discerned by a licensed building inspector as being uninhabitable.

(2) In evaluating projects in this section, the department must give preference for applications based on some or all of the criteria in RCW 43.185.070(5).

(3)(a) The department must strive to allocate all of the amounts appropriated in this section within the 2019-2021 fiscal biennium in the manner prescribed in subsection (1) of this section. However, if upon review of applications the department determines there are not adequate suitable projects in a category, the department may allocate funds to projects serving other low-income and special needs populations, provided those projects are located in an area with an identified need for the type of housing proposed.

(b) By June 30, 2021, the department must report on its web site the following for every previous funding cycle: The number of homeownership and multifamily rental projects funded by housing trust fund moneys; the percentage of housing trust fund investments made to homeownership and multifamily rental projects; and the total number of households being served at up to eighty percent of the area median income, up to fifty percent of the area median income, and up to thirty percent of the area median income, for both homeownership and multifamily rental projects.

(4)(a) The department, in cooperation with the housing finance commission, must develop and implement a process for the collection of certified final development cost data from each grant or loan recipient under this section. The department must use this data as part of its cost containment policy.

(b) Beginning December 1, 2019, and continuing annually, the department must provide the legislature with a report of its final cost data for each project under this section. Such cost data must, at a minimum, include total development cost per unit for each project completed within the past year, descriptive statistics such as average and median per unit costs, regional cost variation, and other costs that the department deems necessary to improve cost controls and enhance understanding of development costs. The department must coordinate with the housing finance commission to identify relevant development costs data and ensure that the measures are consistent across relevant agencies.

(5) The legislature recognizes projects serving households at or below 30 percent of area median income may not generate sufficient income to support long-term

operations and services. In evaluating loan terms for projects funded by the housing trust fund program, particularly projects serving at or below 30 percent area median income households, the department must prioritize loan deferment to maintain long-term viability of projects.

Appropriation:

State Building Construction Account—State	.....\$45,950,000
State Taxable Building Construction Account—State	.....\$129,050,000
Subtotal Appropriation	.....\$175,000,000
Prior Biennia (Expenditures)	..... \$0
Future Biennia (Projected Costs)	.....\$480,000,000
TOTAL	.....\$655,000,000

NEW SECTION. Sec. 1030. FOR THE DEPARTMENT OF COMMERCE

Pacific Tower Capital Improvements (40000037)

Appropriation:

State Taxable Building Construction Account—State	.....\$1,020,000
Prior Biennia (Expenditures)	..... \$0
Future Biennia (Projected Costs)	.....\$5,311,000
TOTAL	.....\$6,331,000

NEW SECTION. Sec. 1031. FOR THE DEPARTMENT OF COMMERCE

Public Works Board (40000038)

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

(1) During the 2019-2021 biennium, the public works board must prioritize water and sewer infrastructure projects.

(2) \$1,422,000 of the amounts in this section is provided solely for a grant for the port Hadlock wastewater facility project.

(3) \$1,400,000 of the amounts in this section is provided solely for a grant for the Eatonville water treatment plant project.

(4) \$1,000,000 of the amounts in this section is provided solely for a grant for the Ferndale wastewater treatment project. Additionally, the public works board must prioritize financing a loan of up to \$4,000,000 for project.

(5) \$4,000,000 of the amounts in this section is provided solely for a grant for the Wenatchi landing sewer extension – phase 1.

(6) \$2,000,000 of the amounts in this section is provided solely for a grant for the Belfair sewer extension project. Additionally, the public works board must prioritize financing a loan of up to \$9,000,000 for the project.

Appropriation:

Public Works Assistance Account—State	
.....	\$95,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$95,000,000

NEW SECTION. Sec. 1032. FOR THE DEPARTMENT OF COMMERCE

2019-21 Building for the Arts Grant Program (40000039)

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

(1) The appropriation is subject to the provisions of RCW 43.63A.750.

(2) Except as directed otherwise prior to the effective date of this section, the department may not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended, or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by this appropriation. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(3) The appropriation is provided solely for the following list of projects:

Seattle Theatre Group	\$310,000
Music Center of the Northwest	\$300,000
Seattle Symphony Orchestra	\$912,000
Broadway Center for the Performing Arts	\$586,000
Bainbridge Artisan Resource Network...	\$1,057,000
Nordic Heritage Museum Foundation....	\$2,000,000
Imagine Children's Museum.....	\$2,000,000
Seattle Opera.....	\$526,000
KidsQuest Children's Museum.....	\$816,000
Central Stage Theatre of County Kitsap....	\$964,000
Roxy Bremerton Foundation.....	\$51,000
Port Angeles Waterfront Center	\$1,112,000
Rehabilitating Fort Worden's Historic Warehouses	\$712,000
.....	
Sea Mar Museum of Chicano/a Latino/a Culture	\$654,000
.....	

Appropriation:

State Building Construction Account—State	
.....	\$12,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$48,000,000

TOTAL.....\$60,000,000

NEW SECTION. Sec. 1033. FOR THE DEPARTMENT OF COMMERCE

2019-21 Community Economic Revitalization Board (40000040)

Appropriation:

Public Facility Construction Loan Revolving	
Account—State	\$8,600,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$34,400,000
TOTAL	\$43,000,000

NEW SECTION. Sec. 1034. FOR THE DEPARTMENT OF COMMERCE

2019-21 Youth Recreational Facilities Grant Program (40000041)

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

(1) The appropriation is subject to the provisions of RCW 43.63A.135.

(2) Except as directed otherwise prior to the effective date of this section, the department may not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by this appropriation. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(3) The appropriation is provided solely for the following list of projects:

Boys and Girls Clubs of Benton and Franklin Counties	\$1,088,000
Yakima Valley Farm Workers Clinic	\$737,000
Tulalip Tribes of Washington	\$425,000
YMCA of Pierce and Kitsap Counties....	\$1,200,000
YMCA of the Inland Northwest	\$10,000
Bainbridge Island Child Care Centers	\$90,000
YMCA of Greater Seattle-Camp Orkila	\$250,000
Plus Delta After School Studios, dba The Club	\$80,000
.....	
YMCA of Greater Seattle-Camp Colman ..	\$250,000
Boys and Girls Clubs of Snohomish County	\$400,000
.....	
Camp Korey	\$545,000
Woodland Community Swimming Pool Committee	\$805,000
.....	

Appropriation:

State Building Construction Account—State	\$5,880,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$20,000,000
TOTAL	\$25,880,000

NEW SECTION. Sec. 1035. FOR THE DEPARTMENT OF COMMERCE

Clean Energy Transition 4 (40000042)

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

(1) The appropriations are provided solely for projects that provide a benefit to the public through development, demonstration, and deployment of clean energy technologies that save energy and reduce energy costs, reduce harmful air emissions, or increase energy independence for the state. Priority must be given to projects that benefit vulnerable populations, including tribes and communities with high environmental or energy burden.

(2) In soliciting and evaluating proposals, awarding contracts, and monitoring projects under this section, the department must:

(a) Ensure that competitive processes, rather than sole source contracting processes, are used to select all projects, except as otherwise noted in this section; and

(b) Conduct due diligence activities associated with the use of public funds including, but not limited to, oversight of the project selection process, project monitoring, and ensuring that all applications and contracts fully comply with all applicable laws including disclosure and conflict of interest statutes.

(3)(a) Pursuant to chapter 42.52 RCW, the ethics in public service act, the department must require a project applicant to identify in application materials any state of Washington employees or former state employees employed by the firm or on the firm's governing board during the past twenty-four months. Application materials must identify the individual by name, the agency previously or currently employing the individual, job title or position held, and separation date. If it is determined by the department that a conflict of interest exists, the applicant may be disqualified from further consideration for award of funding.

(b) If the department finds, after due notice and examination, that there is a violation of chapter 42.52 RCW, or any similar statute involving a grantee who received funding under this section, either in procuring or performing under the grant, the department in its sole discretion may terminate the funding grant by written notice. If the grant is terminated, the department must reserve its right to pursue all available remedies under law to address the violation.

(4) The requirements in subsections (2) and (3) of this section must be specified in funding agreements issued by the department.

(5) \$6,107,000 of the state building construction account—state appropriation is provided solely for grid modernization grants for projects that: Advance clean and renewable energy technologies and transmission and distribution control systems; support integration of renewable energy sources, deployment of distributed energy resources, and sustainable microgrids; and increase utility customer options for energy sources, energy efficiency, energy equipment, and utility services.

(a) Projects must be implemented by public and private electrical utilities that serve retail customers in the state. Priority must be given to: (i) Projects that benefit vulnerable populations, including tribes and communities with high environmental or energy burden; and (ii) projects that have a partner that is a tribe or nonprofit organization that serves community eligible entities. Utilities may partner with other public and private sector research organizations, businesses, tribes, and nonprofit organizations in applying for funding.

(b) The department shall develop a grant application process to competitively select projects for grant awards, to include scoring conducted by a group of qualified experts with application of criteria specified by the department. In development of the application criteria, the department shall, to the extent possible, allow smaller utilities or consortia of small utilities to apply for funding.

(c) Applications for grants must disclose all sources of public funds invested in a project.

(d) \$4,400,000 of the state building construction account—state appropriation is provided solely for providing shore power electrification at terminal five for the northwest seaport alliance. In order to receive this grant, the northwest seaport alliance must demonstrate that they applied to the VW settlement for this project and were denied.

(6)(a) \$8,100,000 of the state building construction account—state appropriation is provided solely for competitive grants for strategic research and development for new and emerging clean energy technologies. These grants will be used to match federal or other nonstate funds to research, develop, and demonstrate clean energy technologies.

(b) The department shall consult and coordinate with the University of Washington, Washington State University, the Pacific Northwest national laboratory and other clean energy organizations to design the grant program. Clean energy organizations who compete for grants from the program may not participate in the design of the grant program. Criteria for the grant program must include life cycle cost analysis for projects that are part of the competitive process.

(c) The program may include, but is not limited to: Solar technologies, advanced bioenergy and biofuels, development of new earth abundant materials or lightweight materials, advanced energy storage, battery components recycling, and new renewable energy and energy efficiency technologies.

(d) \$1,000,000 of the state building construction account—state appropriation is provided solely for grants that enhance the viability of dairy digester bioenergy projects, energy efficiency, and resource recovery to demonstrate advanced nutrient recovery systems that produce value added biofertilizers, reduce trucking of lagoon water, and improve soil health and air and water quality. Grants shall include at least one project east of the Cascades and one project west of the Cascades. State agencies must promote and demonstrate the use of such recovered biofertilizers through state procurement and contracts.

(7)(a) \$3,000,000 of the state taxable building construction account—state appropriation is provided solely as grants to nonprofit lenders to create a revolving loan fund to support the widespread use of proven energy efficiency and renewable energy technologies by households with high energy burden or environmental health risk now inhibited by lack of access to capital.

(b) The department shall provide grant funds to one or more competitively selected nonprofit lenders that will provide matching private capital and will administer the loan fund. The department must select the loan fund administrator or administrators through a competitive process, with scoring conducted by a group of qualified experts, applying criteria specified by the department.

(c) The department must establish guidelines that specify applicant eligibility, the screening process, and evaluation and selection criteria. The guidelines must be used by the nonprofit lenders.

(8) \$5,000,000 of the state building construction account—state appropriation is provided solely for the Washington Maritime Innovation Center. The center must be used to support technology acceleration and incubation, and act as a focal point for maritime sustainability, including, but not limited to, supporting technology development for maritime decarbonization and electrification.

(9) \$8,300,000 of the state taxable construction account—state appropriation is provided solely for scientific instruments to help accelerate research in grid-scale energy storage at the proposed grid-scale energy storage research, development, and testing facility at the Pacific Northwest national laboratory. The state funds are contingent on securing federal funds for the new facility, and are provided as a match to the federal funding. The instruments will support collaborations with the University of Washington and the Washington State University.

(10) \$593,000 of the state building construction account—state appropriation is provided solely to the port of Grays Harbor for an offshore ocean wave renewable energy demonstration project.

(11) \$1,500,000 of the state building construction account—state appropriation is provided solely to the Port of Skagit for the Guemes ferry dock shore power charging infrastructure.

Appropriation:

State Building Construction Account—State \$21,300,000

State Taxable Building Construction Account—	
State.....	\$11,300,000
Subtotal Appropriation	\$32,600,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$160,000,000
TOTAL	\$192,600,000

NEW SECTION. Sec. 1036. FOR THE DEPARTMENT OF COMMERCE

2019-21 Building Communities Fund Program (40000043)

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

(1) The appropriation is subject to the provisions of RCW 43.63A.125.

(2) The department may not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by this appropriation. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(3) The appropriation is provided solely for the following list of projects:

Mercy Housing Northwest.....	\$820,000
Northwest Indian College	\$232,000
Refugee Women's Alliance (ReWA)	\$392,000
Coastal Community Action Program.....	\$3,120,000
West African Community Council	\$387,000
YWCA Pierce County	\$750,000
Work Opportunities	\$25,000
Whatcom Dispute Resolution Center.....	\$118,000
University Heights Center for the Community	\$271,000
Chief Seattle Club.....	\$1,700,000
HomeSight.....	\$3,000,000
Unity Care NW.....	\$3,000,000
Rainier Valley Food Bank	\$950,000
Peninsula Behavioral Health.....	\$200,000
Compass Health.....	\$3,500,000
Blue Mountain Action Council.....	\$750,000
Encompass Northwest	\$1,500,000
Boys & Girls Clubs of the Olympic Peninsula	\$575,000

Community Action Council of Lewis, Mason & Thurston Counties.....	\$475,000
YMCA of Greater Seattle.....	\$2,000,000
South Sound YMCA	\$3,500,000
Downtown Emergency Service Center (DESC)	\$2,000,000
Friends of Youth	\$210,000
Holly Ridge Center, INC.....	\$600,000
Partners with Families & Children: Spokane	\$500,000
Port Gamble S'Klallam Tribe Health and Wellness Center	\$2,000,000
Willapa Center	\$260,000
Lynnwood Neighborhood Center.....	\$2,000,000
FareStart Capital Improvements.....	\$200,000
Ethiopian Community Village.....	\$750,000
Spokane Guilds' School Capital Campaign	\$1,000,000

(4) The South Sound YMCA project funded in this section may pilot the use of the Washington sustainable school design protocol defined in RCW 39.35D.020 instead of meeting the LEED silver standard as specified in RCW 39.35D.030.

Appropriation:

State Building Construction Account—State	\$36,785,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$120,000,000
TOTAL	\$156,785,000

NEW SECTION. Sec. 1037. FOR THE DEPARTMENT OF COMMERCE

2019-21 Early Learning Facilities (40000044)

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

(1) \$200,000 of the state building construction account—state appropriation is provided solely for the department of children, youth, and families to provide technical assistance to the department for the early learning facilities grants in this section.

(2) \$6,100,000 of the state building construction account—state appropriation is provided solely for the following list of early learning facility projects in the following amounts:

Proclaim Liberty Early Learning Facility	\$1,000,000
------------------------------------------------	-------------

Roosevelt Child Care Center	\$1,500,000
City of Monroe, Boys & Girls Club ECEAP Facility	\$1,000,000
Family Support Center Olympia.....	\$600,000
Centralia-Chehalis Early Learning Conversion Project	\$2,000,000

(3) \$4,186,000 of the early learning facilities development account—state appropriation in this section is provided solely for the following list of early learning facility projects for school districts, subject to the provisions of RCW 43.31.573 through 43.31.583 and 43.84.092, in the following amounts:

Toppenish School District	\$111,000
Manson School District	\$400,000
Kettle Falls School District.....	\$395,000
North Thurston School District.....	\$324,000
Ellensburg School District	\$800,000
Everett School District.....	\$800,000
Tukwila School District.....	\$196,000
Richland School District.....	\$800,000
Lake Quinault School District	\$360,000

(4) The remaining portion of the appropriation in this section is provided solely for early learning facility grants and loans subject to the provisions of RCW 43.31.573 through 43.31.583 and 43.84.092 to provide state assistance for designing, constructing, purchasing, expanding, or modernizing public or private early learning education facilities for eligible organizations.

(5) The department of children, youth, and families must develop methodology to identify, at the school district boundary level, the geographic locations of where early childhood education and assistance program slots are needed to meet the entitlement specified in RCW 43.216.556. This methodology must be linked to the caseload forecast produced by the caseload forecast council and must include estimates of the number of slots needed at each school district. This methodology must inform any early learning facilities needs assessment conducted by the department of commerce and the department of children, youth, and families. This methodology must be included as part of the budget submittal documentation required by RCW 43.88.030.

(6) When prioritizing areas with the highest unmet need for early childhood education and assistance program slots, the committee of early learning experts convened by the department of commerce pursuant to RCW 43.31.581 must first consider those areas at risk of not meeting the entitlement in accordance with RCW 43.216.556.

(7) The department of commerce must track the number of slots being renovated separately from the number of slots being constructed and, within these categories, must track the number of slots separately by program for the

working connections child care program and the early childhood education and assistance program.

TOTAL.....\$120,000,000

NEW SECTION. Sec. 1039. FOR THE DEPARTMENT OF COMMERCE

2019-21 Energy Efficiency and Solar Grants Program (40000049)

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

(1)(a) \$1,785,000 for fiscal year 2020 and \$1,785,000 for fiscal year 2021 is provided solely for grants to be awarded in competitive rounds to local agencies, public higher education institutions, school districts and state agencies for operational cost savings improvements to facilities and related projects that result in energy and operational cost savings.

(b) At least twenty percent of each competitive grant round must be awarded in small cities or towns with a population of five thousand or fewer residents.

(c) In each competitive round, the higher the leverage ratio of nonstate funding sources to state grant and the higher the energy savings, the higher the project ranking.

(d) For school district applicants, priority consideration must be given to school districts that demonstrate improved health and safety through reduced exposure to polychlorinated biphenyl. Priority consideration must be given to applicants that have not received grant awards for this purpose in prior biennia.

(2) \$3,573,000 is provided solely for grants to be awarded in competitive rounds to local agencies, public higher education institutions, school districts, and state agencies for projects that involve the purchase and installation of solar energy systems, including solar modules and inverters, with a preference for products manufactured in Washington.

(3) \$5,357,000 is provided solely for the state efficiency and environmental performance improvements to minor works and stand-alone projects at state-owned facilities that repair or replace existing building systems including, but not limited to, HVAC, lighting, insulation, windows, and other mechanical systems. Eligibility for this funding is dependent on an analysis using the office of financial management's life-cycle cost tool that compares project design alternatives for initial and long-term cost-effectiveness. Assuming a reasonable return on investment, the department shall provide grants in the amount required to improve the project's energy efficiency compared to the original project request. Prior to awarding funds, the department shall submit to the office of financial management a list of all proposed awards for review and approval.

(4) The department shall develop metrics that indicate the performance of energy efficiency efforts.

Appropriation:

State Building Construction Account—State	.....	\$12,500,000
Prior Biennia (Expenditures)	.....	\$0

(9) The department, in consultation with the office of the superintendent of public instruction and the department of children, youth, and families must identify buildings in the inventory and condition of schools database that are no longer included in the inventory of K-12 instructional space for purposes of calculating school construction assistance pursuant to chapter 28A.515 RCW, but that could be repurposed as early learning facilities and made available to eligible organizations. The department must report its findings and the list of buildings identified in this section to the office of financial management and the appropriate fiscal committees of the legislature by January 15, 2020.

Appropriation:

State Building Construction Account—State	.....	\$6,300,000
Early Learning Facilities Revolving Account—State	.....	\$18,014,000
Early Learning Facilities Development Account—State	.....	\$4,186,000
Subtotal Appropriation	.....	\$28,500,000
Prior Biennia (Expenditures)	.....	\$0
Future Biennia (Projected Costs)	.....	\$80,000,000
TOTAL	.....	\$108,500,000

NEW SECTION. Sec. 1038. FOR THE DEPARTMENT OF COMMERCE

2019-21 Weatherization (40000048)

The appropriation in this section is subject to the following conditions and limitations: \$5,000,000 is provided solely for grants for the Washington State University energy extension community energy efficiency program (CEEP) to support homeowners, tenants, and small business owners in making sound energy efficiency investments by providing consumer education and marketing, workforce support via training and lead generation, and direct consumer incentives for upgrades to existing homes and small commercial buildings; this is the maximum amount the department may expend for this purpose.

Appropriation:

State Building Construction Account—State	.....	\$20,000,000
Prior Biennia (Expenditures)	.....	\$0
Future Biennia (Projected Costs)	.....	\$100,000,000

Future Biennia (Projected Costs) \$100,000,000
 TOTAL \$112,500,000

NEW SECTION. Sec. 1040. FOR THE DEPARTMENT OF COMMERCE

Rural Rehabilitation Loan Program (40000052)

Appropriation:

State Taxable Building Construction Account—
 State \$5,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$20,000,000
 TOTAL \$25,000,000

NEW SECTION. Sec. 1041. FOR THE DEPARTMENT OF COMMERCE

2019-21 Behavioral Health Capacity Grants (40000114)

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

(1) The appropriation in this section is provided solely for the department of commerce to issue grants to community hospitals or other community providers to expand and establish new capacity for behavioral health services in communities. The department of commerce must consult an advisory group consisting of representatives from the department of social and health services, the health care authority, one representative from a managed care organization, one representative from an accountable care organization, and one representative from the association of county human services. Amounts provided in this section may be used for construction and equipment costs associated with establishment of the facilities. The department of commerce may approve funding for the acquisition of a facility or land if the project results in increased capacity. Amounts provided in this section may not be used for operating costs associated with the treatment of patients using these services.

(2) The department must establish criteria for the issuance of the grants, which must include:

(a) Evidence that the application was developed in collaboration with one or more regional behavioral health entities that administer the purchasing of services;

(b) Evidence that the applicant has assessed and would meet gaps in geographical behavioral health services needs in their region;

(c) Evidence that the applicant is able to meet applicable licensing and certification requirements in the facility that will be used to provide services;

(d) A commitment by applicants to serve persons who are publicly funded and persons detained under the involuntary treatment act under chapter 71.05 RCW;

(e) A commitment by the applicant to maintain and operate the beds or facility for a time period commensurate to the state investment, but for at least a fifteen-year period;

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

(g) A detailed estimate of the costs associated with opening the beds;

(h) A financial plan demonstrating the ability to maintain and operate the facility; and

(i) The applicant's commitment to work with local courts and prosecutors to ensure that prosecutors and courts in the area served by the hospital or facility will be available to conduct involuntary commitment hearings and proceedings under chapter 71.05 RCW.

(3) In awarding funding for projects in subsection (5) of this section, the department, in consultation with the advisory group established in subsection (1) of this section, must strive for geographic distribution and allocate funding based on population and service needs of an area. The department must consider current services available, anticipated services available based on projects underway, and the service delivery needs of an area.

(4) The department must prioritize projects that increase capacity in unserved and underserved areas of the state.

(5) \$47,000,000 is provided solely for a competitive process for each category listed and is subject to the criteria in subsections (1), (2), (3), and (4) of this section:

(a) \$4,000,000 is provided solely for at least two enhanced service facilities for long-term placement of patients discharged or diverted from the state psychiatric hospitals and that are not subject to federal funding restrictions that apply to institutions of mental diseases;

(b) \$10,000,000 is provided solely for enhanced adult residential care facilities for long-term placements of dementia discharged or diverted from the state psychiatric hospitals and are not subject to federal funding restrictions that apply to institutions of mental diseases;

(c) \$4,000,000 is provided solely for at least two facilities with secure withdrawal management and stabilization treatment beds that are not subject to federal funding restrictions that apply to institutions of mental diseases;

(d) \$2,000,000 is provided solely for one or more crisis diversion or stabilization facilities to add sixteen beds in the Spokane region that will address both urban and rural needs, consistent with the settlement agreement in *A.B. by and through Trueblood, et al., v. DSHS, et al.* and that are not subject to federal funding restrictions that apply to institutions of mental diseases;

(e) \$5,000,000 is provided solely for at least four mental health peer respite centers that are not subject to federal funding restrictions that apply to institutions of mental diseases. No more than one mental health peer respite center should be funded in each of the nine regions;

(f) \$8,000,000 is provided solely for the department to provide grants to community hospitals, freestanding

evaluation and treatment providers, or freestanding psychiatric hospitals to develop capacity for beds to serve individuals on ninety-day or one hundred eighty-day civil commitments as an alternative to treatment in the state hospitals. In awarding this funding, the department must coordinate with the department of social and health services, the health care authority, and the department of health and must only select facilities that meet the following conditions:

(i) The funding must be used to increase capacity related to serving individuals who will be transitioned from or diverted from the state hospitals;

(ii) The facility is not subject to federal funding restrictions that apply to institutions of mental diseases;

(iii) The provider has submitted a proposal for operating the facility to the health care authority;

(iv) The provider has demonstrated to the department of health and the health care authority that it is able to meet the applicable licensing and certification requirements for the facility that will be used to provide services; and

(v) The health care authority has confirmed that it intends to contract with the facility for operating costs within funds provided in the omnibus operating appropriations act for these purposes.

(g) \$4,000,000 is provided solely for competitive community behavioral health grants to address regional needs;

(h) \$8,000,000 is provided solely for at least four intensive behavioral health treatment facilities for long-term placement of behavioral health patients with complex needs and that are not subject to federal funding restrictions that apply to institutions of mental diseases; and

(i) \$2,000,000 is provided solely for grants to community providers to increase behavioral health services and capacity for children and minor youth including, but not limited to, services for substance use disorder treatment, sexual assault and traumatic stress, anxiety, or depression, and interventions for children exhibiting aggressive or depressive behaviors in facilities that are not subject to federal funding restrictions. Consideration must be given to programs that incorporate outreach and treatment for youth dealing with mental health or social isolation issues.

(6) \$1,000,000 is provided solely for deposit into the revolving fund established in Second Substitute House Bill No. 1528 (recovery support services) for capital improvements. If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(7) \$49,543,000 is provided solely for the following list of projects and is subject to the criteria in subsection (1) of this section:

CHAS Spokane Behavioral Health	\$400,000
Chelan SUD Design	\$206,000
Columbia Valley Community Health Remodel	\$31,000

Colville SUD Facility	\$4,523,000
Community Health of Snohomish County Edmonds	\$1,000,000
DESC Health Clinic.....	\$6,000,000
Detox/Inpatient SUD Building (Centralia)	\$750,000
Evergreen RC Addiction Treatment Facility for Mothers (Everett)	\$2,000,000
HealthPoint Behavioral Health Expansion (Auburn)	\$1,030,000
Issaquah Opportunity Center (Issaquah)	\$3,000,000
Jamestown S'Klallam Behavioral Health	\$7,200,000
Lynnwood Sea Mar Behavioral Health Expansion	\$1,000,000
Nexus Youth and Families.....	\$535,000
North Sound SUD Treatment Facility (Everett)	\$1,500,000
Oak Harbor Tri-County Behavioral Health	\$1,000,000
Peninsula Community Health Services Behavioral Health Expansion (Bremerton) ..	\$1,700,000
Providence Regional Medical Center	\$4,700,000
Sea Mar Community Health Centers Seattle BH (Seattle).....	\$371,000
Sedro-Woolley North Sound E&T	\$6,600,000
Spokane Crisis Stabilization	\$2,000,000
Virginia Mason Acute Stabilization.....	\$2,200,000
Yakima Neighborhood Health Services.....	\$488,000
Yakima Valley Farm Workers Clinic	\$309,000
YVFWC Children's Village.....	\$1,000,000

(8)(a) \$20,000,000 of the appropriation in this section is provided solely for a contract with MultiCare to provide a mixed-use psychiatric care facility in Auburn. The facility must include twelve to eighteen crisis stabilization beds, sixty commitment beds for short-term stays, and sixty long-term involuntary commitment beds for persons on a ninety-day or one hundred eighty-day civil commitment.

(b) The funding in this subsection is subject to the recipient maintaining and operating the beds for at least thirty years to serve (i) persons who are publicly funded and (ii) persons who are detained under the involuntary treatment act under chapter 71.05 RCW.

(9) \$408,000 is provided solely for the department for the purpose of providing technical assistance for the community behavioral health grants.

(10) The department of commerce must notify all applicants that they may be required to have a construction review performed by the department of health.

(11) To accommodate the emergent need for behavioral health services, the department of health and the department of commerce, in collaboration with the health care authority and the department of social and health services, must establish a concurrent and expedited process to assist grant applicants in meeting any applicable regulatory requirements necessary to operate inpatient psychiatric beds, freestanding evaluation and treatment facilities, enhanced services facilities, triage facilities, crisis stabilization facilities, or secure detoxification/secure withdrawal management and stabilization facilities.

(12) The department must strive to allocate all of the amounts appropriated within subsection (5) of this section in the manner prescribed. However, if upon review of applications, the department determines, in consultation with the advisory group established in subsection (1) of this section, that there are not adequate suitable projects in a category, the department may allocate funds to other behavioral health capacity project categories within subsection (5) of this section, prioritizing projects in unserved areas of the state.

(13) The department must provide a progress report by November 1, 2020. The report must include:

(a) The total number of applications and amount of funding requested;

(b) A list and description of the projects approved for funding including state funding, total project cost, services anticipated to be provided, bed capacity, and anticipated completion date; and

(c) A status report of projects that received funding in prior funding rounds, including details about the project completion and the date the facility began providing services.

Appropriation:

State Building Construction Account—State	\$117,951,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$360,000,000
TOTAL	\$477,951,000

NEW SECTION. Sec. 1042. FOR THE DEPARTMENT OF COMMERCE

2020 Local and Community Projects (40000116)

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

(1) The department shall not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by the legislature. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(2) Prior to receiving funds, project recipients must demonstrate that the project site is under control for a minimum of ten years, either through ownership or a long-term lease. This requirement does not apply to appropriations for preconstruction activities or appropriations in which the sole purpose is to purchase real property that does not include a construction or renovation component.

(3) Projects funded in this section may be required to comply with Washington's high performance building standards as required by chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only, and shall not be advanced under any circumstances.

(5) In contracts for grants authorized under this section the department shall include provisions which require that capital improvements be held by the grantee for a specified period of time appropriate to the amount of the grant and that facilities be used for the express purpose of the grant. If the grantee is found to be out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued most closely to the date of authorization of the grant.

(6) Projects funded in this section, including those that are owned and operated by nonprofit organizations, are generally required to pay state prevailing wages.

(7) The appropriation is provided solely for the following list of projects:

al?al "Home" in Lushootseed (Seattle).....	\$947,000
4th Ave. Street Enhancement (White Center)	\$670,000
Abigail Stuart House (Olympia).....	\$250,000
Aging in PACE Washington (AiPACE) (Seattle)	\$1,500,000
Airport Utility Extension (Pullman).....	\$1,626,000
Aquatic and Recreation Center (King County)....	\$1,050,000
Arivva Community Center (Tacoma).....	\$1,000,000
Arlington B&G Club Parking Safety (Arlington)...	\$530,000
Asotin Masonic Lodge (Asotin).....	\$62,000
Auburn Arts & Culture Center (Auburn)	\$500,000
Audubon Center (Sequim).....	\$1,000,000
B&GC of Olympic Peninsula (Port Angeles).....	\$500,000
B&GC of Thurston County (Lacey).....	\$98,000
Ballard Food Bank (Seattle).....	\$750,000
Battle Ground YMCA (Battle Ground).....	\$500,000
Beacon Center Renovation (Tacoma).....	\$1,000,000
Bellevue HERO House (Bellevue).....	\$46,000

Benton Co. Museum Building Improvements (Prosser)	Conconully Community Services Complex (Conconully)
..... \$103,000	.....\$515,000
Big Brothers Big Sisters Learning Lab (Olympia)... \$56,000	Cosmopolis Elem. Energy & Safety (Cosmopolis) \$206,000
Blue Mountain Action Council Comm. Services Center	Coulee City Medical Clinic (Coulee City) .....\$150,000
(Walla Walla)..... \$1,000,000	Curran House Museum (University Place).....\$43,000
Bothell Downtown Revitalization (Bothell) \$1,500,000	Dakota Homestead (Seattle).....\$155,000
Bowers Field Airport (Ellensburg) \$275,000	Dawson Park Improvements (Tacoma) .....\$258,000
Boys & Girls Club of Thurston Co. Upgrades (Rochester)	Dayton Pump Station (Edmonds).....\$515,000
..... \$31,000	Dock and Marine Terminal (Seattle).....\$750,000
Boys & Girls Club Roof and Flooring Repairs (Federal Way)	Downtown Park Gateway (Bellevue).....\$1,030,000
..... \$319,000	Dungeness River Audubon Center Expansion (Sequim)
Breeze Creek Culvert Replacement/East 4th St. Widening	.....\$500,000
(La Center)..... \$1,500,000	East Blaine Infrastructure (Blaine).....\$500,000
Browns Park Project (Spokane Valley)..... \$536,000	Ejido Community Farm (Whatcom).....\$250,000
Buffalo Soldiers' Museum (Seattle) \$200,000	El Centro de la Raza Federal Way Office (Federal Way)
Camas Washougal Nature Play Area (Washougal) \$103,000	.....\$1,000,000
Campus Towers (Longview)..... \$228,000	Enumclaw Aquatic Center (Enumclaw) .....\$258,000
Carbonado Water Source Protection Acquisition	Enumclaw Expo Center Roof (Enumclaw) .....\$250,000
(Carbonado) \$1,500,000	Everett TOD Study (Everett).....\$200,000
Carl Maxey Center (Spokane) \$350,000	Everett YMCA (Everett) .....\$1,000,000
Carlisle Lake Park Improvements (Onalaska) \$213,000	Evergreen High School Health Center (Vancouver)
Carlyle Housing Facility Upgrades (Spokane)..... \$400,000	.....\$388,000
Cathlamet Pioneer Center Restoration (Cathlamet)\$165,000	Evergreen Speedway Capital Improvement (Monroe)
Centerville Fire Dept. (Centerville) \$216,000	.....\$150,000
Centerville Grange (Centerville)..... \$90,000	Excelsior Integrated Care Ctr. Sports Court (Spokane)
Centralia Fox Theater (Centralia) \$1,000,000	.....\$266,000
Chehalis River Bridge Ped Safety Lighting Ph2 (Aberdeen)	Excelsior Roof & Gym Repair (Spokane).....\$263,000
..... \$323,000	Excelsior Vocational Education Space (Spokane)..\$164,000
Cheney Reclaimed Water Project (Cheney)..... \$2,000,000	Expanding on Excellence Capital Campaign (White Salmon)
Chief Kitsap Education and Community Resource Center	.....\$500,000
(Poulsbo)..... \$1,000,000	Family Education and Support Services (Tumwater)
Chief Leschi Schools Facilities & Safety Project	.....\$500,000
(Puyallup)..... \$250,000	Felts Field Gateway Improvement Phase 1 (Spokane)
Chief Leschi Schools Safety & Security (Puyallup)	.....\$100,000
..... \$250,000	Fennel Creek Trailhead (Bonney Lake) .....\$258,000
Children's Center Design & Feasibility Study (Vancouver)	Filipino Hall Renovation (Wapato) .....\$63,000
..... \$400,000	Fircrest Pool (Fircrest) .....\$1,000,000
Clymer Museum Remodel Ph2 (Ellensburg) \$258,000	FISH Food Bank (Ellensburg).....\$772,000
Colfax Pantry Building (Colfax)..... \$247,000	Fishtrap Creek Habitat Improvement (Lynden).....\$258,000
Community Services of Moses Lake Food Bank Facility	Flood Plain Stabilization, Habitat Enhancement (Kent)
(Moses Lake) \$2,000,000	.....\$1,000,000
	Food Lifeline (Seattle) .....\$1,004,000
	Foothills Trail Extension (Wilkeson) .....\$500,000

Fort Steilacoom Park Artificial Turf Infields (Lakewood)	\$1,015,000	Howard Bowen Event Complex (Sumas).....	\$1,712,000
Fourth Plain Community Commons (Vancouver) .	\$800,000	Howe Farm Water Service (Port Orchard)	\$52,000
Garfield Co. Hospital HVAC (Pomeroy).....	\$250,000	ICHS Bellevue Clinic Renovation Project (Bellevue)	\$1,600,000
Gateway Center (Grays Harbor)	\$500,000	Illahee Preserve's Lost Continent Acquisition (Bremerton)	\$335,000
Gene Coulon Memorial Beach Park Play Equipment Upgrade (Renton).....	\$618,000	Ilwaco Boatyard Modernization (Ilwaco).....	\$458,000
George Community Hall Roof (George).....	\$201,000	Imagine Children's Museum Expansion and Renovation (Everett).....	\$2,000,000
George Davis Creek Fish Passage Project (Sammamish)	\$515,000	Index Water System Design (Index)	\$23,000
Gig Harbor Food Bank (Gig Harbor).....	\$180,000	Infrastructure for Economic Development (Port Townsend)	\$675,000
Goldendale Airport (Goldendale)	\$550,000	Innovative Health Care Learning Center Phase 1 (Yakima)	\$500,000
Grand Connection Downtown Park Gateway (Bellevue)	\$1,000,000	Interactive Educ. Enh./Friends Issaquah Hatchery (Issaquah)	\$113,000
Granger Historical Museum Construction (Granger)	\$150,000	Intersection Improvements Juanita Dr. (Kirkland) .	\$750,000
Granite Falls Police Dept. Renovation Project (Granite Falls)	\$412,000	Japanese American Exclusion Memorial (Bainbridge Island)	\$155,000
Grays Harbor and Willapa Bay Sedimentation (Grays Harbor)	\$464,000	Japanese Gulch Daylight Project (Mukilteo).....	\$400,000
Grays Harbor YMCA (Grays Harbor)	\$293,000	Keller House and Carriage House Paint Restoration (Colville)	\$45,000
Greater Maple Valley Veterans Memorial (Maple Valley)	\$102,000	Key Kirkland Sidewalk Repairs (Kirkland)	\$537,000
Green Bridges, Healthy Communities; Aurora Bridge I-5 (Seattle).....	\$1,500,000	Key Peninsula Elder Community (Gig Harbor) ..	\$1,000,000
Greenwood Cemetery Restoration (Centralia).....	\$402,000	Ki-Be School Parking Lot Improvements (Benton City)	\$268,000
Greenwood Cemetery Safety Upgrades (Centralia) .	\$91,000	Kitsap Conservation Study (Kitsap)	\$51,000
HealthPoint (Tukwila)	\$1,000,000	Kittitas Valley Event Center (Ellensburg).....	\$206,000
HealthPoint Dental Expansion (SeaTac).....	\$1,545,000	Klickitat Co. Sheriff Office Training Bldg. (Goldendale)	\$335,000
Heritage Senior Housing (Chelan).....	\$52,000	KNKX Radio Studio (Tacoma).....	\$824,000
High Dune Trail & Conservation Project (Ocean Shores)	\$140,000	Lacey Veterans Services Hub Facility Renovation (Lacey)	\$2,000,000
Historic Downtown Chelan Revitalization (Chelan)	\$52,000	Lake Chelan Community Center (Lake Chelan) ...	\$250,000
Historic Olympic Stadium Preservation Project (Hoquiam)	\$515,000	Lake Chelan Water Supply (Wenatchee)	\$464,000
Historical Museum & Community Center Roof Replacement (Washtucna)	\$24,000	Lake City Community Center Replacement (Seattle)	\$2,000,000
Historical Society Energy Upgrades (Anderson Island)	\$14,000	Lake Stevens Civic Center Phase II (Lake Stevens)	\$1,000,000
Hoh Tribe Broadband (Grays Harbor)	\$129,000	Lake Sylvia State Park Pavilion (Montesano)	\$250,000
Horseshoe Lake ADA Upgrades (Woodland).....	\$82,000	Lake Wilderness Park Improvements (Maple Valley)	\$200,000
Housing Needs Study (Statewide)	\$200,000	Land Use & Infrastructure Subarea Plan (Mill Creek)	\$300,000

Larson Gallery Renovation (Yakima).....	\$875,000	NCRA Maint. Bldg., Parking Lot, Event Space (Castle Rock).....	\$283,000
Leffler Park (Manson)	\$265,000	NEW Health Programs, Colville Dental Clinic (Colville)	\$1,250,000
Legacy in Motion (Puyallup).....	\$1,750,000	Newman Lake Flood Control Zone District (Newman Lake)	\$415,000
Legacy Site Utility Infrastructure (Maple Valley) .	\$154,000	North Elliott Bay Public Dock; Marine Transit Terminal (Seattle)	\$1,000,000
Lewis Co. CHS Pediatric Clinic (Centralia)	\$84,000	Northshore Senior Center Rehabilitation Project (Bothell)	\$500,000
Little Badger Mountain Trailhead (Richland).....	\$464,000	Northwest African American Museum (Seattle)	\$500,000
Little Mountain Road Pipeline and Booster Station (Mount Vernon)	\$1,300,000	Northwest Native Canoe Center (Seattle).....	\$986,000
Long Beach Police Department (Long Beach)	\$705,000	NW School of Wooden Boatbuilding (Port Hadlock)	\$464,000
Lopez Island Swim Center (Lopez Island).....	\$1,000,000	Oak Harbor Marina (Oak Harbor)	\$400,000
Lummi Hatchery Project (San Juan).....	\$1,000,000	Oakville SD Kitchen Renovation (Oakville).....	\$517,000
Mabton City Park (Mabton).....	\$54,000	Oddfellows Ellensburg Bldg. Restoration (Ellensburg)	\$267,000
Main Street Redevelopment Project - Phase 2 (University Place)	\$985,000	Opening Doors - Permanent Supportive Housing Facility (Bremerton)	\$750,000
Mariner Community Campus (Everett)	\$2,250,000	Orting City Hall and Police Station (Orting).....	\$600,000
Mary's Place (Burien)	\$2,050,000	Orting Ped Evac Crossing (Orting)	\$103,000
Marymount Museum/Spana-Park Senior Center (Spanaway)	\$1,000,000	Othello Regional Water (Othello)	\$425,000
McChord Airfield North Clear Zone (Lakewood) .	\$500,000	Outdoors for All (Seattle).....	\$1,000,000
McCormick Woods Sewer Lift #2 Improvements (Port Orchard).....	\$800,000	Pacific Co. Fairgrounds Roof (Menlo)	\$210,000
Melanie Dressel Park (Tacoma).....	\$500,000	Packwood FEMA Floodplain Study (Packwood)....	\$637,000
Mercer Is/Aubrey Davis Park Trail Upgrade (Mercer Island)	\$500,000	Pasco Farmers Market & Park (Pasco).....	\$154,000
Missing & Murdered Indigenous Women Memorial (Toppenish).....	\$49,000	Pendergast Regional Park Phase II (Bremerton)	\$50,000
Monroe B&G Club ADA Improvements (Monroe)	\$464,000	Peninsula Community Health Service Dental Mobile (Bremerton)	\$340,000
Mountlake Terrace Main Street (Mountlake Terrace)	\$750,000	PenMet - Cushman Trail Enhancements (Gig Harbor)	\$52,000
Mt. Adams Comm. Forest, Klickitat Canyon Rim Purchase (Glenwood)	\$400,000	PenMet Community Rec Center (Gig Harbor).....	\$173,000
Mt. Adams School District Athletic Fields (Harrah)	\$242,000	Pet Overpopulation Prevention Vet Clinic Building (West Richland).....	\$300,000
Mt. Peak Fire Lookout Tower (Enumclaw)	\$381,000	Pine Garden Apartment Roof (Shelton)	\$46,000
Mt. Spokane SP Ski Lift (Mead).....	\$750,000	Pioneer Park Fountain (Walla Walla).....	\$9,000
Mukilteo Promenade (Mukilteo).....	\$500,000	Pomeroy Booster Pumping Station (Pomeroy).....	\$96,000
Museum Storage Building (Steilacoom).....	\$72,000	Port of Everett (Everett)	\$300,000
Naches Fire/Rescue, Yakima Co. #3 (Naches)	\$200,000	Port of Ilwaco Boatyard Modernization (Ilwaco)....	\$545,000
Naselle HS Music/Vocational Wing (Naselle).....	\$258,000	Port of Willapa Harbor Dredging Support Boat (Tokeland)	\$180,000
Naselle Primary Care Clinic (Naselle).....	\$216,000		
Naselle SD Flooring (Naselle).....	\$237,000		

Poulsbo Historical Society (Poulsbo)	\$400,000	Snoqualmie Early Learning Center (Snoqualmie) ..	\$500,000
Prairie View Schoolhouse Community Center (Waverly)	\$57,000	Snoqualmie Valley Youth Activities Center (North Bend)	\$412,000
Protect Sewer Plant from Erosion (Ocean Shores) ..	\$155,000	South Fork Snoqualmie Levee Setback Project (North Bend)	\$250,000
Puyallup Culvert Replacement (Puyallup).....	\$515,000	SOZO Sports Indoor Arena (Yakima).....	\$600,000
Puyallup Street Frontage Improvement (Puyallup) ..	\$258,000	Spokane Sportsplex (Spokane).....	\$1,000,000
Puyallup VFW Kitchen Renovation (Puyallup).....	\$52,000	Springbrook Park Expansion & Clover Creek Restoration (Lakewood)	\$773,000
Quincy Hospital (Quincy).....	\$300,000	SR 503 Ped/Bike Ph1&2 (Woodland).....	\$235,000
Quincy Square on 4th (Bremerton).....	\$206,000	SR 530 "Oso" Slide Memorial (Arlington)	\$300,000
Recreation Park Renovation (Chehalis).....	\$258,000	Stan and Joan Cross Park (Tacoma).....	\$500,000
Redmond Pool (Redmond)	\$1,000,000	Starfire Sports STEM (Tukwila)	\$250,000
Renton Trail Connector (Renton)	\$500,000	Step by Step (Puyallup).....	\$500,000
Richmond Highland Recreation Center Repairs (Shoreline)	\$500,000	Stevens Co. Disaster Response Communications (Colville)	\$500,000
Rise Together White Center Project (King County)	\$1,000,000	Sultan Water Treatment Plant Design (Sultan).....	\$246,000
Ritzville Business & Entrepreneurship Center (Ritzville)	\$350,000	Sumas History Themed Playground and Water Park (Sumas)	\$288,000
Rosalia Sewer Improvements (Rosalia)	\$500,000	Sunnyside Airport Hangar Maintenance Facility (Sunnyside)	\$500,000
Roslyn Downtown Assoc. (Roslyn).....	\$480,000	Sunnyside Yakima Valley-TEC Welding Program (Yakima)	\$26,000
Royal Park & Rec Ctr. (Royal City)	\$250,000	Sunset Multi-Service & Career Development Center (Renton).....	\$1,000,000
Sargent Oyster House Maritime Museum (Allyn) ..	\$218,000	SW WA Dance Center (Chehalis)	\$62,000
Schmid Ballfields Ph3 (Washougal).....	\$584,000	SW WA Fairgrounds (Chehalis)	\$103,000
Scott Hill Park & Sports Complex (Woodland).....	\$500,000	SW Washington Regional Agriculture & Innovation Park (Tenino).....	\$1,500,000
Sea Mar Community Health Centers Tumwater Dental (Olympia).....	\$170,000	Swede Hall Renovation (Rochester).....	\$196,000
Seaport Landing (Aberdeen).....	\$349,000	Tacoma Beacon Center Renovation (Tacoma)....	\$1,000,000
Seattle Aquarium (Seattle).....	\$1,000,000	Tacoma Community House (Tacoma)	\$413,000
Seattle Goodwill (Seattle).....	\$2,000,000	Tam O'Shanter Park Circulation & Parking Phase 2 (Kelso).....	\$1,030,000
Sewage Lagoon Decommissioning (Concrete)	\$255,000	Tehaleh Slopes Bike Trail (Bonney Lake)	\$309,000
Shelton Civic Center Parking Lot (Shelton)	\$283,000	Telford Helipad (Creston)	\$52,000
Shoreline Maintenance Facility - Brightwater Site (Shoreline).....	\$500,000	Tenino City Hall Renovation (Tenino).....	\$515,000
Skabob House Cultural Center (Shelton).....	\$350,000	Terminal 1 Waterfront Development (Vancouver)	\$4,700,000
Skagit County Sheriff Radios (Skagit).....	\$1,000,000	The AMP: Aids Memorial Pathway (Seattle).....	\$600,000
Skamania Courthouse Plaza (Stevenson).....	\$150,000	The Morck Hotel (Aberdeen).....	\$500,000
Snohomish Carnegie Project (Snohomish)	\$500,000	Toledo Sewer & Water (Toledo).....	\$469,000
Snohomish County Sheriff's Office South Precinct (Snohomish).....	\$1,000,000		
Snohomish Fire District #26 Communications Project (Gold Bar)	\$27,000		

Tonasket Senior Citizen Ctr. (Tonasket).....	\$33,000
Town Center to Burke Gilman Trail Connector (Lake Forest Park).....	\$500,000
Tukwila Village Food Hall (Tukwila).....	\$400,000
Twin Springs Park (Kenmore).....	\$155,000
Twisp Civic Building & EOC (Twisp).....	\$1,288,000
United Way of Pierce County HVAC (Tacoma)....	\$206,000
University Place Arts (University Place).....	\$34,000
Vertical Evacuation (Ocean Shores).....	\$500,000
Veterans Memorial Museum (Chehalis).....	\$123,000
Veterans Supportive Housing (Yakima).....	\$2,500,000
VOA Lynnwood Center (Lynnwood).....	\$1,000,000
Volunteer Park Amphitheater (Seattle).....	\$500,000
West Kelso Affordable Housing & Community Facility Study (Kelso).....	\$258,000
WA Poison Control IT (Seattle).....	\$151,000
Waitsburg Taggart Road Waterline (Waitsburg) ...	\$456,000
Wallula Dodd Water System Improvement (Walla Walla)	\$1,000,000
Wapato Creek Restoration (Fife).....	\$258,000
Warren Ave. Playfield (Bremerton).....	\$206,000
Washington Park Boat Launch Storm Damage (Anacortes)	\$200,000
Wesley Homes (Des Moines).....	\$2,000,000
Westport Dredge Material Use (Westport).....	\$250,000
Whidbey Is. B&G Coupeville (Coupeville).....	\$849,000
Whidbey Is. B&G Oak Harbor (Oak Harbor).....	\$743,000
White Center Community HUB (Seattle).....	\$500,000
Wilkeson Water Protection (Wilkeson).....	\$36,000
Willapa BH - Long Beach Safety Improvement Project (Long Beach).....	\$225,000
William Shore Memorial Pool (Port Angeles).....	\$840,000
Wing Luke Museum Homestead Home (Seattle)...	\$500,000
Wisdom Ridge Business Park (Ridgefield).....	\$2,000,000
Yakima Co. Veterans Dental Facility (Yakima)....	\$469,000
Yakima Valley Fair & Rodeo Multi-Use Facility (Grandview).....	\$200,000
Yelm Business Incubator Serving Thurston/Pierce Counties (Yelm).....	\$200,000
Yelm Water Tower (Yelm).....	\$303,000

YMCA Childcare Center Tenant Improvements (Woodinville).....\$1,000,000

(8) \$400,000 of the appropriation in this section is provided solely to the city of Oak Harbor to enhance the fiscal sustainability and revenue generation of the city-owned marina through feasibility work, planning, development, and acquisition.

(9) \$200,000 of the appropriation in this section is provided solely for the department to contract for a study regarding both available and needed affordable housing for farmworkers and Native Americans in Washington state. The study must include data to inform policies related to affordable housing for farmworkers and Native Americans and supplement the housing assessment conducted by the affordable housing advisory board created in chapter 43.185B RCW.

(10) \$200,000 of the appropriation in this section is provided solely for a grant to the Tacoma buffalo soldiers' museum to conduct a feasibility study for the rehabilitation of building 734, the band barracks at Fort Lawton in Discovery park. The study will provide an assessment of general conditions of building 734 and cost estimates for a comprehensive rehabilitation of the building to meet current building codes including, but not limited to heating, ventilation, air conditioning, and mechanical systems, seismic retrofits, and compliance with the Americans with disabilities act.

(11) \$1,300,000 of the appropriation in this section is provided solely for a grant to the Skagit public utility district for the Little Mountain Road pipeline and booster station. \$1,000,000 of these funds are provided solely for the design phase of the project; \$150,000 of these funds are provided solely for land acquisition; and \$150,000 of these funds are provided solely to the district for a public outreach effort to solicit input on the project from residents and rate payers.

Appropriation:

State Building Construction Account—State	\$162,793,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$162,793,000

NEW SECTION. Sec. 1043. FOR THE DEPARTMENT OF COMMERCE

Washington Broadband Program (40000117)

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

(1) The appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5511 (broadband service). If the bill is not enacted by June 30, 2019, the amounts provided in this section shall lapse.

(2) The funding in this section is provided solely for grants, loans, and administrative expenses related to

implementation of the broadband program. Of the total funds:

(a) \$14,440,000 is provided solely for loans. Moneys attributable to appropriations of state bond proceeds may not be expended for loans to nongovernmental entities.

(b) \$7,110,000 is provided solely for grants.

(3) The public works board must collaborate with the community economic revitalization board on at least:

(a) Existing universal communications account funding that will be used for grant or loan distributions in the 2019-2021 biennial period; and

(b) New grants and loans from the statewide broadband account created in Second Substitute Senate Bill No. 5511 (broadband service).

(4) By January 1, 2021, in the first report to the legislature required under section 6 of Second Substitute Senate Bill No. 5511 (broadband service), the governor's statewide broadband office must include a list of potential regional projects that will accelerate broadband access by providing connections to local jurisdictions, with recommendations for how to fund such larger scale projects. This list must be developed within existing resources.

Appropriation:

Statewide Broadband Account—State	\$21,550,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$80,000,000
TOTAL	\$101,550,000

NEW SECTION. Sec. 1044. FOR THE DEPARTMENT OF COMMERCE

2019-21 Behavioral Rehabilitation Services Capacity Grants (40000124)

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

(1) Funding provided in this section may be used for the renovation or construction directly associated with behavioral rehabilitation services settings. The funding provided in this section is limited to projects at facilities that are not state-owned, that add capacity to address unmet need, and are maintained as behavioral rehabilitation services capacity available to the state for at least a five-year period.

(2) The department shall consult as needed with the department of children, youth, and families to ensure that, to the maximum extent possible, the use of funding provided in this section facilitates placements that will better accommodate permanency plans including, but not limited to, parent-child visitation.

Appropriation:

State Building Construction Account—State	\$2,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0

TOTAL.....\$2,000,000

NEW SECTION. Sec. 1045. FOR THE DEPARTMENT OF COMMERCE

Housing for the Homeless (91000413)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1011, chapter 2, Laws of 2012 2nd sp. sess.

Reappropriation:

State Taxable Building Construction Account—State	\$284,000
Prior Biennia (Expenditures)	\$28,660,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$28,944,000

NEW SECTION. Sec. 1046. FOR THE DEPARTMENT OF COMMERCE

Housing for Homeless Veterans (91000455)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1064, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

State Taxable Building Construction Account—State	\$72,000
Prior Biennia (Expenditures)	\$9,295,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$9,367,000

NEW SECTION. Sec. 1047. FOR THE DEPARTMENT OF COMMERCE

Housing for Farmworkers (91000457)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1065, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

State Taxable Building Construction Account—State	\$3,178,000
Prior Biennia (Expenditures)	\$23,872,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$27,050,000

NEW SECTION. Sec. 1048. FOR THE DEPARTMENT OF COMMERCE

Housing for People with Developmental Disabilities (91000458)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is

subject to the provisions of section 1066, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

State Taxable Building Construction Account—State.....	\$88,000
Prior Biennia (Expenditures).....	\$8,931,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$9,019,000

NEW SECTION. Sec. 1049. FOR THE DEPARTMENT OF COMMERCE

Clean Energy and Energy Freedom Program (91000582)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1074, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

State Building Construction Account—State	\$1,640,000
Prior Biennia (Expenditures).....	\$34,410,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$36,050,000

NEW SECTION. Sec. 1050. FOR THE DEPARTMENT OF COMMERCE

CERB Administered Broadband Infrastructure (91000943)

The reappropriation and appropriation in this section are subject to the following conditions and limitations: The reappropriation and appropriation are subject to the provisions of section 1008, chapter 298, Laws of 2018. The community economic revitalization board may continue to make grants and loans until the end of the 2019-2021 fiscal biennium.

Reappropriation:

State Taxable Building Construction Account—State	\$10,000,000
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Appropriation:

Public Works Assistance Account—State	\$3,450,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$13,450,000

NEW SECTION. Sec. 1051. FOR THE DEPARTMENT OF COMMERCE

2017-19 Stormwater Pilot Project (91001099)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1010, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$50,000
Prior Biennia (Expenditures)	\$200,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$250,000

NEW SECTION. Sec. 1052. FOR THE DEPARTMENT OF COMMERCE

2019 Local and Community Projects (91001157)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1012, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$28,000,000
Prior Biennia (Expenditures)	\$12,569,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$40,569,000

NEW SECTION. Sec. 1053. FOR THE DEPARTMENT OF COMMERCE

Library Capital Improvement Program (91001239)

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

(1) \$12,838,000 is provided solely for a local library capital improvement grant program for the following list of projects:

Asotin County Library Building Phase II ..	\$923,000
Birch Bay Vogt Community Library	\$2,000,000
La Conner Regional Library	\$720,000
Mount Vernon Library.....	\$1,000,000
Roslyn Library.....	\$780,000
Sedro-Woolley Library	\$1,000,000
Silverdale Library	\$1,600,000
Union Gap Library and Community Center	\$2,000,000
Winthrop Library.....	\$2,000,000
Woodland Community Library.....	\$515,000
Yale Valley Community Library	\$300,000

(2) The department of commerce must establish a competitive process to solicit proposals for and prioritize

projects whose primary objective is to assist libraries operated by governmental units as defined in RCW 27.12.010 in acquiring, constructing, or rehabilitating facilities.

(3) The department of commerce must establish a committee to develop the grant program criteria and review proposals. The committee must be composed of five members as provided in this subsection. The committee must include: (a) A representative from the department of commerce; (b) a representative from the department of archaeology and historic preservation; (c) the state librarian; (d) a representative from a library district; and (e) a representative from a municipal library.

(4) The department of commerce must conduct a statewide solicitation of project applications. The department of commerce must evaluate and rank applications in consultation with the committee established in subsection (3) of this section, using objective criteria. The ranking of projects must prioritize library district facilities listed on a local, state, or federal register of historic places and those located in distressed or rural counties. The evaluation and ranking process must also include an examination of existing assets that applicants propose to apply to projects. Grant assistance under this section may not exceed fifty percent of the total cost of the project. The nonstate portion of the total project cost may include cash, the value of real property when acquired solely for the purpose of the project, and in-kind contributions.

(5) The department of commerce must submit a prioritized list of recommended projects to the governor and the legislature by October 1, 2020, for inclusion in the department of commerce's 2021-2023 biennial capital budget request. The list must include a description of each project, the amount of recommended state funding, and documentation of nonstate funds to be used for the project. Individual grants may not exceed two million dollars. The total amount of recommended state funding for the projects on a biennial project list must not exceed ten million dollars.

(6) In contracts for grants authorized under this section, the department of commerce must include provisions that require that capital improvements be held by the grantee for a specified period of time appropriate to the amount of the grant and that facilities be used for the express purpose of the grant. If the grantee is found to be out of compliance with provisions of the contract, the grantee must repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued on the date most close in time to the date of authorization of the grant.

Appropriation:

State Building Construction Account—State	\$12,838,000
.....	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$40,000,000
TOTAL	\$52,838,000

NEW SECTION. Sec. 1054. FOR THE DEPARTMENT OF COMMERCE

Rapid Response Community Preservation Pilot Program (91001278)

The appropriation in this section is subject to the following conditions and limitations: \$1,000,000 is provided solely for a rapid response manufactured housing community preservation pilot program for the purpose of preserving manufactured and mobile home communities. To implement the program, the department of commerce must contract directly with the northwest cooperative development center—resident owned communities through a rapid contracting process, allowing the contractor to work with residents of one or more mobile home parks to engage in one or more purchase and sale agreements, with the purpose of preserving the mobile home community as a nonprofit, or co-op run affordable housing project and benefiting people and households at or below eighty percent of the area median income. The department of commerce, in collaboration with the contractor, must submit a report to the legislature by June 30, 2021, reporting how the funds were distributed, how many mobile home parks were purchased, and the demographics of the residents.

Appropriation:

State Building Construction Account—State	\$1,000,000
.....	
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 1055. FOR THE DEPARTMENT OF COMMERCE

Central District Community Preservation and Development Authority (91001280)

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

(1) \$250,000 is provided solely for the department of commerce to support the establishment of the central district community preservation and development authority in order to facilitate the transfer of the Seattle vocational institute property located at 2120 South Jackson Street, Seattle, Washington 98144 from the Seattle central college to the authority established in House Bill No. 1918 (community preservation auth.). The department must contract with an entity that is familiar with the project, the community, and the state agencies to organize the central district community preservation and development authority.

(2) \$500,000 is provided solely for the department of commerce to oversee the closure of the Seattle vocational institute for the time period between when the Seattle Central College vacates the property and when the deed of property is transferred to the central district community preservation and development authority pursuant to section 7039 of this act.

(3) If House Bill No. 1918 (community preservation auth.) is not enacted by June 30, 2019, the amounts provided in this section shall lapse.

Appropriation:

State Taxable Building Construction Account—State.....	\$750,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$750,000

NEW SECTION. Sec. 1056. FOR THE DEPARTMENT OF COMMERCE

Dental Capacity Grants (91001306)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the following list of projects:

Bethel Dental Clinic.....	\$500,000
Columbia County Dental.....	\$250,000
Skagit Valley College WDTEP.....	\$550,000
Vancouver Dental	\$175,000

Appropriation:

State Building Construction Account—State.....	\$1,475,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,475,000

NEW SECTION. Sec. 1057. FOR THE DEPARTMENT OF COMMERCE

Port and Export Related Infrastructure (92000102)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 306, chapter 1, Laws of 2012 2nd sp. sess.

Reappropriation:

State Building Construction Account—State.....	\$700,000
Prior Biennia (Expenditures).....	\$32,450,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$33,150,000

NEW SECTION. Sec. 1058. FOR THE DEPARTMENT OF COMMERCE

Projects for Jobs & Economic Development (92000151)

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

(1) Except as provided in subsection (2) of this section, the reappropriations are subject to the provisions of section 1077, chapter 19, Laws of 2013 2nd sp. sess.

(2) \$1,000,000 of the reappropriation, not to exceed the amount remaining from the original appropriation, originally for the South Kirkland TOD/Cross Kirkland Corridor, may be used for the pedestrian crossing project at Kirkland Avenue and Lake Street.

Reappropriation:

Public Facility Construction Loan Revolving Account—State.....	\$3,000,000
State Building Construction Account—State.....	\$1,000,000
Subtotal Reappropriation	\$4,000,000
Prior Biennia (Expenditures)	\$33,109,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$37,109,000

NEW SECTION. Sec. 1059. FOR THE DEPARTMENT OF COMMERCE

Projects that Strengthen Youth & Families (92000227)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1079, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

State Building Construction Account—State.....	\$300,000
Prior Biennia (Expenditures)	\$19,377,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$19,677,000

NEW SECTION. Sec. 1060. FOR THE DEPARTMENT OF COMMERCE

Projects that Strengthen Communities & Quality of Life (92000230)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6006, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

State Building Construction Account—State.....	\$1,400,000
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Appropriation:

Model Toxics Control Capital Account—State.....	\$40,000
Prior Biennia (Expenditures)	\$30,688,000
Future Biennia (Projected Costs).....	\$0

TOTAL \$32,128,000

NEW SECTION. Sec. 1061. FOR THE DEPARTMENT OF COMMERCE

Community Behavioral Health Beds - Acute & Residential (92000344)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1007, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

State Building Construction Account—State \$5,000,000
Prior Biennia (Expenditures)..... \$39,399,000
Future Biennia (Projected Costs) \$0
TOTAL \$44,399,000

NEW SECTION. Sec. 1062. FOR THE DEPARTMENT OF COMMERCE

Local & Community Projects 2016 (92000369)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6009 of this act.

Reappropriation:

State Building Construction Account—State \$21,750,000
Prior Biennia (Expenditures)..... \$107,169,000
Future Biennia (Projected Costs) \$0
TOTAL \$128,919,000

NEW SECTION. Sec. 1063. FOR THE DEPARTMENT OF COMMERCE

Disaster Emergency Response (92000377)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1009, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

State Building Construction Account—State \$50,000
Prior Biennia (Expenditures)..... \$1,759,000
Future Biennia (Projected Costs) \$0
TOTAL \$1,809,000

NEW SECTION. Sec. 1064. FOR THE DEPARTMENT OF COMMERCE

Behavioral Rehabilitation Services Capacity Grants (92000611)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is

subject to the provisions of section 1015, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State \$2,000,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$0
TOTAL \$2,000,000

NEW SECTION. Sec. 1065. FOR THE DEPARTMENT OF COMMERCE

Landlord Mitigation Account (92000722)

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

(1) The appropriation in this section is provided solely for the implementation of Engrossed Substitute Senate Bill No. 5600 (residential tenants). If the bill is not enacted by June 30, 2019, the amounts provided in this section shall lapse.

(2) \$1,000,000 of the appropriation in this section shall be deposited in the landlord mitigation program account.

Appropriation:

State Taxable Building Construction Account—State..... \$1,000,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$0
TOTAL \$1,000,000

NEW SECTION. Sec. 1066. FOR THE DEPARTMENT OF COMMERCE

Palouse to Cascades Trail Facilitation (92000833)

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

(1) The appropriation in this section is provided solely for the department of commerce to contract for facilitation and mediation of ownership, development, and use conflicts along the Palouse to Cascades trail in Adams and Whitman counties. The contractor shall convene a process that will make recommendations to the legislature by January 15, 2020. The parties to the facilitation shall include, but are not limited to: The state parks and recreation commission, the farm bureau, the department of natural resources, recreational trail user groups, local governments adjacent to the trail, and landowners adjacent to the trail.

(2) The recreation and conservation office shall not release funding for the following project on Washington wildlife and recreation program LEAP capital document No. 2019-5H: Palouse to Cascades Connection Malden and Rosalia, until July 1, 2020.

Appropriation:

State Building Construction Account—State	\$150,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$150,000

NEW SECTION. Sec. 1067. FOR THE OFFICE OF FINANCIAL MANAGEMENT

Cowlitz River Dredging (20082856)

Reappropriation:

State Building Construction Account—State	\$800,000
Prior Biennia (Expenditures).....	\$700,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,500,000

NEW SECTION. Sec. 1068. FOR THE OFFICE OF FINANCIAL MANAGEMENT

Catastrophic Flood Relief (20084850)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1074, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

State Building Construction Account—State	\$1,653,000
Prior Biennia (Expenditures).....	\$86,034,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$87,687,000

NEW SECTION. Sec. 1069. FOR THE OFFICE OF FINANCIAL MANAGEMENT

Oversight of State Facilities (30000039)

Appropriation:

Thurston County Capital Facilities Account—State	\$2,610,000
Prior Biennia (Expenditures).....	\$2,458,000
Future Biennia (Projected Costs)	\$10,440,000
TOTAL	\$15,508,000

NEW SECTION. Sec. 1070. FOR THE OFFICE OF FINANCIAL MANAGEMENT

OFM Capital Budget Staff (30000040)

Appropriation:

Thurston County Capital Facilities Account—State	\$1,315,000
Prior Biennia (Expenditures).....	\$1,222,000
Future Biennia (Projected Costs)	\$5,260,000

TOTAL	\$7,797,000
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NEW SECTION. Sec. 1071. FOR THE OFFICE OF FINANCIAL MANAGEMENT

Emergency Repairs (90000041)

The appropriation in this section is subject to the following conditions and limitations: Emergency repair funding is provided solely to address unexpected building or grounds failures that will impact public health and safety and the day-to-day operations of the facility. To be eligible for funds from the emergency repair pool, a request letter for emergency funding signed by the affected agency director must be submitted to the office of financial management and the appropriate legislative fiscal committees. The request must include a statement describing the health and safety hazard and impacts to facility operations, the possible cause, the proposed scope of emergency repair work and related cost estimate, and identification of other funding that may be applied to the project. For emergencies occurring during a legislative session, an agency must notify the legislative fiscal committees before requesting emergency funds from the office of financial management. The office of financial management must notify the legislative evaluation and accountability program committee, the house capital budget committee, and the senate ways and means committee as emergency projects are approved for funding.

Appropriation:

State Building Construction Account—State	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$20,000,000
TOTAL	\$25,000,000

NEW SECTION. Sec. 1072. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

East Plaza - Water Infiltration & Elevator Repairs (30000548)

Reappropriation:

State Building Construction Account—State	\$4,550,000
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Appropriation:

State Building Construction Account—State	\$2,444,000
Prior Biennia (Expenditures)	\$3,778,000
Future Biennia (Projected Costs).....	\$14,883,000
TOTAL	\$25,655,000

NEW SECTION. Sec. 1073. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Capitol Lake Long-Term Management Planning (30000740)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is

subject to the provisions of section 1034, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$3,369,000
Prior Biennia (Expenditures).....	\$881,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,250,000

NEW SECTION. Sec. 1074. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Transportation Building Preservation (30000777)

Reappropriation:

Capitol Building Construction Account—State	\$3,925,000
Prior Biennia (Expenditures).....	\$57,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,982,000

NEW SECTION. Sec. 1075. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Elevator Modernization (30000786)

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

(1) The appropriation in this section is provided solely for elevator modernization.

(2) Reappropriation funding is for the following elevator modernizations to be completed:

- (a) Plaza garage, elevator number one; and
- (b) Capitol court building, elevator number one.

(3) Selection of the elevator to modernize with the new appropriation must be prioritized based on safety and security.

Reappropriation:

State Building Construction Account—State	\$1,691,000
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Appropriation:

State Building Construction Account—State	\$1,091,000
Prior Biennia (Expenditures).....	\$309,000
Future Biennia (Projected Costs)	\$21,347,000
TOTAL	\$24,438,000

NEW SECTION. Sec. 1076. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Legislative Building Systems Rehabilitation (30000791)

Reappropriation:

Capitol Building Construction Account—State	\$150,000
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Prior Biennia (Expenditures)	\$843,000
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Future Biennia (Projected Costs).....	\$0
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TOTAL	\$993,000
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NEW SECTION. Sec. 1077. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Campus Physical Security & Safety Improvements (30000812)

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

(1) \$1,508,000 is provided solely for the security improvements of distributed antenna system in the natural resource building, columbia, and department of transportation parking garages.

(2) The reappropriations are subject to the provisions of section 1025, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$1,625,000
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Thurston County Capital Facilities Account—State	\$710,000
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Subtotal Reappropriation	\$2,335,000
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Appropriation:

Capitol Building Construction Account—State	\$1,508,000
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Prior Biennia (Expenditures)	\$415,000
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Future Biennia (Projected Costs).....	\$0
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TOTAL	\$4,258,000
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NEW SECTION. Sec. 1078. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Statewide Minor Works - Preservation Projects (30000825)

Reappropriation:

Enterprise Services Account—State	\$207,000
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State Building Construction Account—State	\$3,246,000
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State Vehicle Parking Account—State	\$79,000
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Subtotal Reappropriation	\$3,532,000
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Prior Biennia (Expenditures)	\$368,000
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Future Biennia (Projected Costs).....	\$0
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TOTAL	\$3,900,000
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NEW SECTION. Sec. 1079. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Building Envelope Repairs (30000829)

Reappropriation:

Capitol Building Construction Account—State	
.....	\$2,537,000
State Building Construction Account—State	
.....	\$2,167,000
Subtotal Reappropriation.....	\$4,704,000
Prior Biennia (Expenditures).....	\$518,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,222,000

NEW SECTION. Sec. 1080. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Engineering & Architectural Services: Staffing (30000889)

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

(1) The appropriations in this section are provided solely for architectural and engineering services to manage public works contracting for all state facilities pursuant to RCW 43.19.450.

(2) At the end of each fiscal year, the department must report to the office of financial management and the fiscal committees of the legislature on performance, including the following:

(a) The number of projects managed by each manager compared to previous biennia;

(b) Projects that were not completed on schedule and the reasons for the delays; and

(c) The number and cost of the change orders and the reason for each change order.

(3) At least twice per year, the department shall convene a group of private sector architects, contractors, and state agency facilities personnel to share, at a minimum, information on high performance methods, ideas, operating and maintenance issues, and cost. The facilities personnel must be from the community and technical colleges, the four-year institutions of higher education, and any other state agencies that have recently completed a new building or are currently in the construction phase.

(4) The final buy clean Washington pilot report required in section 1030, chapter 298, Laws of 2018, must be provided by June 30, 2021.

Appropriation:

State Building Construction Account—State	
.....	\$14,000,000
Thurston County Capital Facilities Account—State	
.....	\$4,000,000
Subtotal Appropriation.....	\$18,000,000
Prior Biennia (Expenditures).....	\$14,000,000
Future Biennia (Projected Costs)	\$62,454,000

TOTAL.....\$94,454,000

NEW SECTION. Sec. 1081. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Capitol Childcare Center (40000030)

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for designing and constructing a new child care center at the IBM site on the capitol campus. The new child care center shall have a minimum of seventy-five to one hundred slots for children.

Appropriation:

State Building Construction Account—State	
.....	\$7,023,000
Capitol Building Construction Account—State	
.....	\$3,000,000
Subtotal Appropriation	\$10,023,000
Prior Biennia (Expenditures)	\$250,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$10,273,000

NEW SECTION. Sec. 1082. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Roof Replacement - Cherberg and Insurance Buildings (40000032)

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

(1) The appropriation in this section is provided solely for roof replacement of the Cherberg building and the insurance building.

(2) Roof replacement and construction for the Cherberg building must be completed prior to roof replacement and construction for the insurance building.

(3) Architectural and engineering design documents that were worked on in the 2017-2019 biennium for at least the Cherberg building roof must be submitted to the legislative fiscal committees by July 31, 2019.

(4) A schedule for the Cherberg building roof construction must be submitted to the legislative fiscal committees by August 31, 2019.

Reappropriation:

State Building Construction Account—State	
.....	\$2,299,000

Appropriation:

State Building Construction Account—State	
.....	\$1,798,000
Prior Biennia (Expenditures)	\$101,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$4,198,000

NEW SECTION. Sec. 1083. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Legislative Building Exterior Preservation Cleaning (40000033)

The reappropriation in this section is subject to the following conditions and limitations:

(1) The reappropriation in this section is provided solely for exterior preservation cleaning and repair of the legislative building.

(2) Repair work must be completed on at least the:

- (a) Stonework and tuck pointing;
- (b) Plaza skylights;
- (c) Replacement of the balustrade on the plaza level;
- (d) Skylight over the north vestibule;
- (e) Failed drain at the north vestibule;
- (f) Colonnade windows;
- (g) Bronze doors, to include restoration;
- (h) Metal roofing repairs and waterproofing;
- (i) Minor roof repairs and waterproofing; and
- (j) Interior finishes due to water damage.

Reappropriation:

State Building Construction Account—State	\$1,947,000
Prior Biennia (Expenditures).....	\$1,453,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,400,000

NEW SECTION. Sec. 1084. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

2019-21 Statewide Minor Works - Preservation Projects (40000082)

Appropriation:

Capitol Building Construction Account—State	\$108,000
Enterprise Services Account—State.....	\$731,000
State Building Construction Account—State	\$846,000
Thurston County Capital Facilities Account—State	\$665,000
Subtotal Appropriation.....	\$2,350,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$10,864,000
TOTAL	\$13,214,000

NEW SECTION. Sec. 1085. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

2019-21 Statewide Minor Works - Programmatic Projects (40000141)

Appropriation:

State Building Construction Account—State	\$496,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$4,289,000
TOTAL	\$4,785,000

NEW SECTION. Sec. 1086. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Campus-Wide Electrical Service Panels - Arc Flash Study (40000151)

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

(1) The appropriations in this section are provided solely for a campus-wide ARC flash hazard analysis study to assess safety risks and improve worker safety.

(2) Funding must be used to at least conduct a full on-site evaluation, evaluate the need for specialized personal protective equipment requirements, identify electrical repairs from the electrical service entry panels to the subpanels for code and safety compliance, and identify panel labeling deficiencies and solutions, fiscal costs, and recommendations to resolve safety risks.

(3) The department must submit a preliminary status report to the legislative fiscal committees by December 31, 2019, on at least:

- (a) The estimated duration of the study, and when it will begin and end;
- (b) How many staff will be trained, and by when; and
- (c) How much the personal protective equipment costs per person that was identified as necessary, and how many staff need this equipment.

(4) The study is due to the legislative fiscal committees by November 30, 2020.

Appropriation:

Thurston County Capital Facilities Account—State	\$740,000
State Building Construction Account—State	\$260,000
Subtotal Appropriation	\$1,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 1087. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

SEEP: EVSE at State Facilities (40000161)

Appropriation:

Thurston County Capital Facilities Account—State	
.....	\$500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$500,000

NEW SECTION. Sec. 1088. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Conservatory Demolition (91000442)

Reappropriation:

Thurston County Capital Facilities Account—State	
.....	\$579,000
Prior Biennia (Expenditures).....	\$71,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$650,000

NEW SECTION. Sec. 1089. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Capital Campus Utility Renewal Plan (92000012)

Reappropriation:

State Building Construction Account—State	
.....	\$516,000
Prior Biennia (Expenditures).....	\$1,820,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,336,000

NEW SECTION. Sec. 1090. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Newhouse Replacement (92000020)

Reappropriation:

State Building Construction Account—State	
.....	\$256,000
Prior Biennia (Expenditures).....	\$194,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$450,000

NEW SECTION. Sec. 1091. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Legislative Building Cleaning (92000028)

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

(1) The appropriations in this section are provided solely for exterior preservation cleaning and repair of one of the legislative buildings listed in subsection (3) of this section each biennium.

(2) Repair work must be completed on at least the:

- (a) Stonework;

(b) Tuck pointing;

(c) Skylights;

(d) Windows;

(e) Minor roof repairs and waterproofing; and

(f) Interior finishes due to water damage.

(3) The legislative buildings referenced in subsection (1) of this section include only:

(a) The legislative building;

(b) The temple of justice;

(c) The John A. Cherberg building;

(d) The John L. O'Brien building;

(e) The insurance building;

(f) The Irv Newhouse building; and

(g) The Pritchard building.

(4) The funding provided in the 2019-2021 biennium must be used for the insurance building.

Appropriation:

State Building Construction Account—State	
.....	\$1,500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$6,000,000
TOTAL	\$7,500,000

NEW SECTION. Sec. 1092. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Insurance Commissioner Office Building Predesign (92000029)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for a predesign study to determine space needs and cost estimates to construct a building on the capitol campus to house the office of the insurance commissioner.

(1) In determining the program space required, the predesign must consider:

(a) The necessary program space required to support the office of the insurance commissioner, to include detail on current space usage by facility compared to proposed space usage; and

(b) Parking impacts of new office space construction.

(2) The study must consider, at a minimum:

(a) The potential to fund design and construction of the building from sources other than state general obligation bonds;

(b) The financial cost analysis of current facility leases compared to the cost of a financial contract for the

new building, to include operating budget cost impacts by fund source by fiscal year; and

(c) The following opportunity sites for the building, detailed in the 2017 state capitol development site study:

- (i) Site 1, the general administration building;
- (ii) Site 12, the professional arts building;
- (iii) Site 7, the old IBM building; and
- (iv) Site 6B, the visitor center;

(3) The building must be a:

(a) High performance building and meet net-zero-ready standards, with an energy use intensity of no greater than thirty-five;

(b) Building construction that must be procured using a performance-based method such as design-build and must include an energy performance guarantee comparing actual performance data with the energy design target; and

(c) Design that includes cross-laminated timber products.

(4) The predesign study must result in:

(a) A preliminary report being submitted to the fiscal committees of the legislature by February 28, 2020; and

(b) A final report being submitted to the fiscal committees of the legislature by June 30, 2020.

Appropriation:

Insurance Commissioners Regulatory Account—State	\$300,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$300,000

NEW SECTION. Sec. 1093. FOR THE MILITARY DEPARTMENT

King County Area Readiness Center (30000592)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely to acquire land in King county for a readiness center. If the department has not signed a purchase and sale agreement by June 30, 2021, the amounts provided in this section shall lapse.

Appropriation:

State Building Construction Account—State	\$6,600,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$83,900,000
TOTAL	\$90,500,000

NEW SECTION. Sec. 1094. FOR THE MILITARY DEPARTMENT

Thurston County Readiness Center (30000594)

Reappropriation:

General Fund—Federal	\$28,881,000
Military Department Capital Account—State	\$427,000
State Building Construction Account—State	\$7,978,000
Subtotal Reappropriation	\$37,286,000
Prior Biennia (Expenditures)	\$10,666,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$47,952,000

NEW SECTION. Sec. 1095. FOR THE MILITARY DEPARTMENT

Tri-Cities Readiness Center (30000808)

Reappropriation:

General Fund—Federal	\$499,000
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Appropriation:

General Fund—Federal	\$11,400,000
State Building Construction Account—State	\$3,800,000
Subtotal Appropriation	\$15,200,000
Prior Biennia (Expenditures)	\$2,201,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$17,900,000

NEW SECTION. Sec. 1096. FOR THE MILITARY DEPARTMENT

Minor Works Preservation 2017-19 Biennium (30000811)

Reappropriation:

General Fund—Federal	\$2,071,000
Military Department Capital Account—State	\$51,000
State Building Construction Account—State	\$1,385,000
Subtotal Reappropriation	\$3,507,000
Prior Biennia (Expenditures)	\$2,298,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$5,805,000

NEW SECTION. Sec. 1097. FOR THE MILITARY DEPARTMENT

Minor Works Program 2017-19 Biennium (30000812)

Reappropriation:

General Fund—Federal	\$20,395,000
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Military Department Capital Account—State
 \$75,000
 State Building Construction Account—State
 \$1,814,000
 Subtotal Reappropriation... \$22,284,000
 Prior Biennia (Expenditures)..... \$2,413,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$24,697,000

NEW SECTION. Sec. 1098. FOR THE MILITARY DEPARTMENT

Centralia Readiness Center (30000818)
 Reappropriation:
 General Fund—Federal..... \$2,289,000
 State Building Construction Account—State
 \$2,287,000
 Subtotal Reappropriation..... \$4,576,000

Appropriation:
 General Fund—Federal..... \$2,000,000
 Prior Biennia (Expenditures)..... \$174,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$6,750,000

NEW SECTION. Sec. 1099. FOR THE MILITARY DEPARTMENT

Kent Readiness Center (30000917)
 Appropriation:
 General Fund—Federal..... \$4,150,000
 State Building Construction Account—State
 \$380,000
 Subtotal Appropriation..... \$4,530,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$4,530,000

NEW SECTION. Sec. 1100. FOR THE MILITARY DEPARTMENT

Anacortes Readiness Center Major Renovation (40000004)

The appropriations in this section are subject to the following conditions and limitations: \$150,000 is provided solely for a predesign.

Appropriation:
 Military Department Capital Account—State
 \$75,000
 State Building Construction Account—State
 \$75,000

Subtotal Appropriation\$150,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$150,000

NEW SECTION. Sec. 1101. FOR THE MILITARY DEPARTMENT

Minor Works Preservation 2019-21 Biennium (40000036)

Appropriation:
 General Fund—Federal\$5,224,000
 State Building Construction Account—State
\$2,756,000
 Subtotal Appropriation\$7,980,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$7,980,000

NEW SECTION. Sec. 1102. FOR THE MILITARY DEPARTMENT

Minor Works Program 2019-21 Biennium (40000037)

Appropriation:
 General Fund—Federal\$21,630,000
 Military Department Capital Account—State
\$109,000
 State Building Construction Account—State
\$2,259,000
 Subtotal Appropriation\$23,998,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$23,998,000

NEW SECTION. Sec. 1103. FOR THE MILITARY DEPARTMENT

Camp Murray Soldiers Memorial Park (40000062)

Appropriation:
 Military Department Capital Account—State
\$600,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$600,000

NEW SECTION. Sec. 1104. FOR THE MILITARY DEPARTMENT

Stryker Canopies Kent Site (40000073)

Appropriation:

General Fund—Federal \$3,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$3,000,000

NEW SECTION. Sec. 1105. FOR THE MILITARY DEPARTMENT

Stryker Canopies Bremerton Site (40000077)

Appropriation:

General Fund—Federal \$1,500,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$1,500,000

NEW SECTION. Sec. 1106. FOR THE MILITARY DEPARTMENT

Montesano Field Maintenance Shop (FMS) Addition (40000095)

Appropriation:

General Fund—Federal \$3,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$3,000,000

NEW SECTION. Sec. 1107. FOR THE MILITARY DEPARTMENT

Joint Base Lewis-McChord (JBLM) 3106 Helicopter Port (40000100)

Appropriation:

General Fund—Federal \$2,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$2,000,000

NEW SECTION. Sec. 1108. FOR THE MILITARY DEPARTMENT

Air Support Operations Group (ASOG) Complex (40000163)

Appropriation:

General Fund—Federal \$4,766,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$27,622,000
 TOTAL \$32,388,000

NEW SECTION. Sec. 1109. FOR THE MILITARY DEPARTMENT

Mission Support Group/Logistics/Communications (MSG-Comm)Facility (40000167)

Appropriation:

General Fund—Federal\$2,114,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs).....\$31,284,000
 TOTAL\$33,398,000

NEW SECTION. Sec. 1110. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

Historic Cemetery Grant Program (30000021)

Reappropriation:

State Building Construction Account—State\$444,000
 Prior Biennia (Expenditures)\$56,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$500,000

NEW SECTION. Sec. 1111. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

Rehabilitation of Beverly Bridge (30000022)

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

(1) Upon the completion of the rehabilitation of the Beverly bridge, the state parks and recreation commission, the department of natural resources, and the department of archaeology and historic preservation must enter into a memorandum of agreement which includes, but is not limited to: (a) A requirement for the payment of fees for conveyance of electrical utilities across the bridge; (b) certification of the safety for vehicular use of the bridge; (c) use of the bridge by motorized emergency vehicles; (d) a plan for authorization of motorized use of the bridge by workers of orchards within a one mile radius of the bridge; and (e) a traffic management system to avoid conflicts among recreational users of the trail and permitted vehicular use.

(2) The department of archaeology and historic preservation must work with the state parks and recreation commission to ensure that archaeological and cultural resources are protected during rehabilitation and future use of the bridge, and may use fencing to restrict access to culturally sensitive areas.

Appropriation:

General Fund—Private/Local\$429,000
 State Building Construction Account—State\$5,146,000
 Subtotal Appropriation\$5,575,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$5,575,000

NEW SECTION. Sec. 1112. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2019-21 Historic County Courthouse Grants Program (30000023)

The appropriation in this section is provided solely for the following list of projects:

Columbia.....	\$122,000
Benton.....	\$34,000
Lewis.....	\$120,000
Klickitat	\$304,000
Clark.....	\$39,000
Jefferson.....	\$300,000
Spokane.....	\$200,000

Appropriation:

State Building Construction Account—State	\$1,119,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$5,600,000
TOTAL	\$6,719,000

NEW SECTION. Sec. 1113. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2019-21 Heritage Barn Preservation Program (30000024)

Appropriation:

State Building Construction Account—State	\$515,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$2,060,000
TOTAL	\$2,575,000

NEW SECTION. Sec. 1114. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2019-21 Historic Cemetery Grant Program (40000001)

Appropriation:

State Building Construction Account—State	\$515,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$2,060,000
TOTAL	\$2,575,000

NEW SECTION. Sec. 1115. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

Ebey's National Historic Reserve (40000003)

The appropriation in this section is subject to the following conditions and limitations: The department must prioritize public facilities projects that provide the greatest public benefit by preserving properties that are historically significant and serve the greatest number of people.

Appropriation:

State Building Construction Account—State	\$1,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 1116. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

Heritage Barn Preservation Program 2017-19 (92000010)

Reappropriation:

State Building Construction Account—State	\$515,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$515,000

NEW SECTION. Sec. 1117. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

Historic County Courthouse Grants Program 2017-19 (92000011)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1057, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$1,116,000
Prior Biennia (Expenditures)	\$21,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$1,137,000

PART 2

HUMAN SERVICES

NEW SECTION. Sec. 2001. FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

Omnibus Minor Works (40000003)

Appropriation:

State Building Construction Account—State	\$470,000
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Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs)\$0
 TOTAL \$470,000

NEW SECTION. Sec. 2002. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

L&I HQ Elevators (30000018)

Reappropriation:

Accident Account—State..... \$342,000
 Medical Aid Account—State \$342,000
 Subtotal Reappropriation..... \$684,000

Appropriation:

Accident Account—State..... \$1,450,000
 Medical Aid Account—State \$1,450,000
 Subtotal Appropriation..... \$2,900,000
 Prior Biennia (Expenditures)..... \$350,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$3,934,000

NEW SECTION. Sec. 2003. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Cooling System Replacement (30000019)

Appropriation:

Accident Account—State..... \$1,283,000
 Medical Aid Account—State \$1,283,000
 Subtotal Appropriation..... \$2,566,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$2,566,000

NEW SECTION. Sec. 2004. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Minor Works Preservation Projects (30000035)

Appropriation:

Accident Account—State..... \$1,244,000
 Medical Aid Account—State \$1,239,000
 Subtotal Appropriation..... \$2,483,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$8,558,000
 TOTAL \$11,041,000

NEW SECTION. Sec. 2005. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Modernize Lab and Training Facility (30000043)

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

(1) The appropriation in this section is provided solely for design and construction of a new lab and training facility.

(2) The new facility must be shared between the department of labor and industries and the department of agriculture.

(3) The facility must be at least 53,000 gross square feet.

(4) The new facility must include labs for both the department of labor and industries and the department of agriculture.

Appropriation:

Accident Account—State\$45,223,000
 Medical Aid Account—State.....\$7,980,000
 Subtotal Appropriation\$53,203,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL.....\$53,203,000

NEW SECTION. Sec. 2006. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital New Kitchen and Commissary Building (20081319)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2003, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State\$18,000,000
 Prior Biennia (Expenditures)\$12,190,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL.....\$30,190,000

NEW SECTION. Sec. 2007. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Special Commitment Center: Kitchen & Dining Room Upgrades (20081506)

Reappropriation:

State Building Construction Account—State\$950,000
 Prior Biennia (Expenditures)\$50,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL.....\$1,000,000

NEW SECTION. Sec. 2008. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Fircrest School-Back-Up Power & Electrical Feeders (30000415)

Reappropriation:

State Building Construction Account—State	\$3,700,000
Prior Biennia (Expenditures).....	\$1,500,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,200,000

NEW SECTION. Sec. 2009. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital: New Boiler Plant (30000468)

Reappropriation:

State Building Construction Account—State	\$387,000
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Appropriation:

State Building Construction Account—State	\$12,764,000
Prior Biennia (Expenditures).....	\$178,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$13,329,000

NEW SECTION. Sec. 2010. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Minor Works Program Projects: Statewide (30001859)

Reappropriation:

State Building Construction Account—State	\$600,000
Prior Biennia (Expenditures).....	\$855,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,455,000

NEW SECTION. Sec. 2011. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Minor Works Preservation Projects: Statewide (30002235)

Reappropriation:

State Building Construction Account—State	\$10,494,000
Prior Biennia (Expenditures).....	\$16,191,000
Future Biennia (Projected Costs)	\$0

TOTAL.....\$26,685,000

NEW SECTION. Sec. 2012. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Lakeland Village: Code Required Campus Infrastructure Upgrades (30002238)

Reappropriation:

Charitable, Educational, Penal, and Reformatory Institutions Account—State	\$2,425,000
State Building Construction Account—State	\$2,339,000
Subtotal Reappropriation	\$4,764,000

Appropriation:

State Building Construction Account—State	\$5,000,000
Prior Biennia (Expenditures)	\$236,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$10,000,000

NEW SECTION. Sec. 2013. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-South Hall: Building Systems Replacement (30002735)

Reappropriation:

Charitable, Educational, Penal, and Reformatory Institutions Account—State	\$2,294,000
Prior Biennia (Expenditures)	\$2,156,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$4,450,000

NEW SECTION. Sec. 2014. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-Westlake: New HVAC DDC Controls (30002759)

Reappropriation:

State Building Construction Account—State	\$2,400,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$2,400,000

NEW SECTION. Sec. 2015. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Forensic Services: Two Wards Addition (30002765)

Reappropriation:

State Building Construction Account—State \$329,000

Appropriation:

State Building Construction Account—State \$28,700,000

Prior Biennia (Expenditures)..... \$1,471,000

Future Biennia (Projected Costs) \$0

TOTAL \$30,500,000

NEW SECTION. Sec. 2016. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

DOC/DSHS McNeil Island-Infrastructure: Repairs & Upgrades (30003211)

Appropriation:

State Building Construction Account—State \$1,270,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$0

TOTAL \$1,270,000

NEW SECTION. Sec. 2017. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

DOC/DSHS McNeil Island-Infrastructure: Water System Replacement (30003213)

Reappropriation:

State Building Construction Account—State \$2,000,000

Prior Biennia (Expenditures)..... \$508,000

Future Biennia (Projected Costs) \$0

TOTAL \$2,508,000

NEW SECTION. Sec. 2018. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-East Campus: Wards Preservation & Renewal (30003241)

Reappropriation:

State Building Construction Account—State \$1,050,000

Prior Biennia (Expenditures)..... \$550,000

Future Biennia (Projected Costs) \$0

TOTAL \$1,600,000

NEW SECTION. Sec. 2019. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-East Campus: Building Systems Replacement (30003244)

Reappropriation:

State Building Construction Account—State \$2,488,000

Prior Biennia (Expenditures) \$912,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$3,400,000

NEW SECTION. Sec. 2020. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Child Study and Treatment Center: CLIP Capacity (30003324)

Reappropriation:

State Building Construction Account—State \$11,700,000

Prior Biennia (Expenditures) \$1,244,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$12,944,000

NEW SECTION. Sec. 2021. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Special Commitment Center-King County SCTF: Expansion (30003564)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2010, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State \$2,550,000

Prior Biennia (Expenditures) \$60,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$2,610,000

NEW SECTION. Sec. 2022. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

State Psychiatric Hospitals: Compliance with Federal Requirements (30003569)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2015, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State \$1,650,000

Prior Biennia (Expenditures) \$350,000

Future Biennia (Projected Costs)\$0
TOTAL \$2,000,000

NEW SECTION. Sec. 2023. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital: Master Plan Update (30003571)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2016, chapter 2, Laws of 2018.

Reappropriation:

Charitable, Educational, Penal, and Reformatory Institutions Account—State..... \$200,000
Prior Biennia (Expenditures)..... \$200,000
Future Biennia (Projected Costs) \$0
TOTAL \$400,000

NEW SECTION. Sec. 2024. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Yakima Valley School-Multiple Buildings: Safety Improvements (30003573)

Reappropriation:

State Building Construction Account—State \$350,000

Appropriation:

State Building Construction Account—State \$1,375,000
Prior Biennia (Expenditures)..... \$150,000
Future Biennia (Projected Costs) \$0
TOTAL \$1,875,000

NEW SECTION. Sec. 2025. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Special Commitment Center-Community Facilities: New Capacity (30003577)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2027, chapter 2, Laws of 2018.

Reappropriation:

Charitable, Educational, Penal, and Reformatory Institutions Account—State..... \$399,000
Prior Biennia (Expenditures)..... \$101,000
Future Biennia (Projected Costs) \$16,000,000
TOTAL \$16,500,000

NEW SECTION. Sec. 2026. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-East Campus: New Security Fence (30003578)

Reappropriation:

State Building Construction Account—State\$1,600,000
Prior Biennia (Expenditures)\$120,000
Future Biennia (Projected Costs)..... \$0
TOTAL\$1,720,000

NEW SECTION. Sec. 2027. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Multiple Buildings: Fire Suppression (30003579)

Reappropriation:

State Building Construction Account—State\$950,000
Prior Biennia (Expenditures)\$50,000
Future Biennia (Projected Costs)..... \$0
TOTAL\$1,000,000

NEW SECTION. Sec. 2028. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Multiple Buildings: Elevator Modernization (30003582)

Appropriation:

State Building Construction Account—State\$5,100,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs).....\$1,275,000
TOTAL\$6,375,000

NEW SECTION. Sec. 2029. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Multiple Buildings: Windows Security (30003585)

Reappropriation:

State Building Construction Account—State\$2,500,000
Prior Biennia (Expenditures)\$50,000
Future Biennia (Projected Costs)..... \$0
TOTAL\$2,550,000

NEW SECTION. Sec. 2030. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Fircrest School: Campus Master Plan & Rezone (30003601)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2012, chapter 298, Laws of 2018.

Reappropriation:

Charitable, Educational, Penal, and Reformatory Institutions Account—State.....	\$143,000
Prior Biennia (Expenditures).....	\$57,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$200,000

NEW SECTION. Sec. 2031. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Forensic Services: Roofing Replacement (30003603)

Reappropriation:

State Building Construction Account—State	\$955,000
Prior Biennia (Expenditures).....	\$1,000,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,955,000

NEW SECTION. Sec. 2032. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-Emergency Electrical System: Upgrades (30003616)

Reappropriation:

State Building Construction Account—State	\$1,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 2033. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Behavioral Health: Compliance with Systems Improvement Agreement (30003849)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6008, chapter 4, Laws of 2017, 3rd sp. sess.

Reappropriation:

State Building Construction Account—State	\$3,616,000
Prior Biennia (Expenditures)	\$5,284,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$8,900,000

NEW SECTION. Sec. 2034. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Building 28: Treatment & Recovery Center (40000024)

Reappropriation:

State Building Construction Account—State	\$467,000
Prior Biennia (Expenditures)	\$133,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$600,000

NEW SECTION. Sec. 2035. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital: Wards Renovations for Forensic Services (40000026)

Reappropriation:

State Building Construction Account—State	\$10,246,000
Prior Biennia (Expenditures)	\$314,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$10,560,000

NEW SECTION. Sec. 2036. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital: Renovations for Treatment Recovery Center (40000029)

Reappropriation:

State Building Construction Account—State	\$277,000
Prior Biennia (Expenditures)	\$123,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$400,000

NEW SECTION. Sec. 2037. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Minor Works Preservation Projects: Statewide 2019-21 (40000381)

Appropriation:

Charitable, Educational, Penal, and Reformatory

Institutions Account—State..... \$1,665,000
 State Building Construction Account—State
 \$11,015,000
 Subtotal Appropriation..... \$12,680,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$159,345,000
 TOTAL \$172,025,000

TOTAL.....\$11,819,000

NEW SECTION. Sec. 2038. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Minor Works Program Projects: Statewide 2019-21 (40000382)

Appropriation:

Charitable, Educational, Penal, and Reformatory
 Institutions Account—State..... \$955,000
 State Building Construction Account—State
 \$965,000
 Subtotal Appropriation..... \$1,920,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$24,000,000
 TOTAL \$25,920,000

NEW SECTION. Sec. 2039. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

DSHS & DCYF Fire Alarms (91000066)

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

(1) The appropriation in this section is provided solely for projects installing fire alarms at the following locations: (a) Fircrest School; (b) Lakeland Village; (c) Western State Hospital; (d) Rainier School; and (e) Echo Glen. The Echo Glen project may include duress alarms. The projects listed in this section must be designed under one contract, and installed under one contract. The department must consult with the department of children, youth, and families to prioritize the projects.

(2) When the bid is received, the department must report to the appropriate legislative committees the overall bid for the projects.

(3) The department must report to the appropriate legislative committees any best practices on the process by December 31, 2019.

Appropriation:

State Building Construction Account—State
 \$11,819,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0

NEW SECTION. Sec. 2040. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital: New Forensic Hospital (91000067)

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

(1) The appropriation is provided solely for a predesign for a new forensic hospital on the existing campus. The appropriation provided may be used for predesign and siting costs.

(2)(a) The predesign must consider between two hundred fifty and three hundred fifty forensic beds.

(b) In order to determine the needed capacity at the new forensic hospital, the department must take into consideration the projected forensic demand and statewide capacity. The capacity must account for the continued use of buildings 27, 28, and 29 for forensic patients and civil patients with complex behavioral needs and prior forensic involvement, as well as the capacity at eastern state hospital. To determine the necessary capacity for the new forensic hospital, the predesign must plan the space for forensic admissions and restoration purposes.

(3) The department must submit the predesign to the appropriate legislative committees by September 1, 2020.

Appropriation:

State Building Construction Account—State
 \$1,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$257,500,000
 TOTAL \$258,500,000

NEW SECTION. Sec. 2041. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital Elevators (91000068)

Appropriation:

Charitable, Educational, Penal, and Reformatory
 Institutions Account—State \$2,700,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$2,700,000

NEW SECTION. Sec. 2042. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Multiple Buildings: Fire Doors Replacement (40000392)

Appropriation:

State Building Construction Account—State
 \$5,100,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$5,100,000

NEW SECTION. Sec. 2043. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-Eastlake & Westlake: Fire & Smoke Controls (40000404)

Appropriation:

State Building Construction Account—State
 \$2,050,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$2,050,000

NEW SECTION. Sec. 2044. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-Westlake: Fire Stops (40000405)

Appropriation:

State Building Construction Account—State
 \$2,130,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$2,130,000

NEW SECTION. Sec. 2045. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Special Commitment Center-Fire House: Electrical Upgrades (40000422)

Appropriation:

State Building Construction Account—State
 \$1,535,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$1,535,000

NEW SECTION. Sec. 2046. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-EL & WL: HVAC Compliance & Monitoring (40000492)

Appropriation:

State Building Construction Account—State
 \$1,915,000

Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$1,915,000

NEW SECTION. Sec. 2047. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

ESH and WSH-All Wards: Patient Safety Improvements (91000019)

Reappropriation:

Charitable, Educational, Penal, and Reformatory Institutions Account—State \$2,900,000

Appropriation:

State Building Construction Account—State
 \$8,800,000
 Prior Biennia (Expenditures) \$6,969,000
 Future Biennia (Projected Costs)..... \$20,000,000
 TOTAL \$38,669,000

NEW SECTION. Sec. 2048. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital Forensic Ward (91000050)

Reappropriation:

State Building Construction Account—State
 \$2,500,000
 Prior Biennia (Expenditures) \$500,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$3,000,000

NEW SECTION. Sec. 2049. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital: Additional Forensic Ward (91000062)

Reappropriation:

State Building Construction Account—State
 \$3,000,000
 Prior Biennia (Expenditures) \$500,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$3,500,000

NEW SECTION. Sec. 2050. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital & CSTC Power Upgrade (91000070)

Appropriation:

State Building Construction Account—State	\$2,300,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,300,000

NEW SECTION. Sec. 2051. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

BH: State Owned, Mixed Use Community Civil 48-Bed Capacity (91000074)

Appropriation:

State Building Construction Account—State	\$350,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$350,000

NEW SECTION. Sec. 2052. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

BH: State Operated Community Civil 16-Bed Capacity (91000075)

Appropriation:

State Building Construction Account—State	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$15,190,000
TOTAL	\$20,190,000

NEW SECTION. Sec. 2053. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital Flooring (91000076)

Appropriation:

State Building Construction Account—State	\$400,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$400,000

NEW SECTION. Sec. 2054. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

BH: State Owned, Mixed Use Community Civil 48-Bed Capacity (91000077)

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

(1) The appropriation is provided solely for predesign, design, siting, site work, and preliminary

construction for a new forty-eight bed behavioral health facility that is not subject to federal funding restrictions that apply to institutions of mental diseases.

(2) The facility must be provided as follows: At least forty-eight beds, of which sixteen beds are for a state-operated civil commitment program and the remaining beds for private providers for community behavioral health services, including long-term civil commitments.

(3) The department must submit a preliminary predesign to the appropriate legislative committees by December 31, 2019.

Appropriation:

State Building Construction Account—State	\$20,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$30,500,000
TOTAL	\$50,500,000

NEW SECTION. Sec. 2055. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Rainier School-Pats E,C Cottage Cooling Upgrades (91000078)

Appropriation:

State Building Construction Account—State	\$8,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,000,000

NEW SECTION. Sec. 2056. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital Treatment & Recovery Center (91000080)

Appropriation:

State Building Construction Account—State	\$8,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$6,000,000
TOTAL	\$14,000,000

NEW SECTION. Sec. 2057. FOR THE DEPARTMENT OF HEALTH

Newborn Screening Wing Addition (30000301)

Reappropriation:

State Building Construction Account—State	\$2,805,000
Prior Biennia (Expenditures)	\$2,829,000

Future Biennia (Projected Costs)\$0
 TOTAL \$5,634,000

NEW SECTION. Sec. 2058. FOR THE DEPARTMENT OF HEALTH

Drinking Water Preconstruction Loans (30000334)

Reappropriation:

Drinking Water Assistance Account—State \$5,450,000
 Prior Biennia (Expenditures)..... \$550,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$6,000,000

NEW SECTION. Sec. 2059. FOR THE DEPARTMENT OF HEALTH

Drinking Water Assistance Program (30000336)

Reappropriation:

Drinking Water Assistance Account—Federal \$125,000
 Prior Biennia (Expenditures)..... \$31,875,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$32,000,000

NEW SECTION. Sec. 2060. FOR THE DEPARTMENT OF HEALTH

Public Health Lab South Laboratory Addition (30000379)

Appropriation:

State Building Construction Account—State \$196,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$27,229,000
 TOTAL \$27,425,000

NEW SECTION. Sec. 2061. FOR THE DEPARTMENT OF HEALTH

New Central Boiler Plant (30000381)

Appropriation:

State Building Construction Account—State \$558,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$7,065,000
 TOTAL \$7,623,000

NEW SECTION. Sec. 2062. FOR THE DEPARTMENT OF HEALTH

Drinking Water Construction Loans (30000409)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is

subject to the provisions of section 2034, chapter 2, Laws of 2018.

Reappropriation:

Drinking Water Assistance Account—State\$55,000,000
 Prior Biennia (Expenditures)\$63,000,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$118,000,000

NEW SECTION. Sec. 2063. FOR THE DEPARTMENT OF HEALTH

Drinking Water System Repairs and Consolidation (40000006)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2035, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State\$5,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$5,000,000

NEW SECTION. Sec. 2064. FOR THE DEPARTMENT OF HEALTH

Othello Water Supply and Storage (40000008)

Reappropriation:

State Building Construction Account—State\$1,550,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$1,550,000

NEW SECTION. Sec. 2065. FOR THE DEPARTMENT OF HEALTH

Minor Works - Preservation (40000011)

Appropriation:

State Building Construction Account—State\$279,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$279,000

NEW SECTION. Sec. 2066. FOR THE DEPARTMENT OF HEALTH

Minor Works - Program (40000012)

Appropriation:

State Building Construction Account—State	\$417,000
.....	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$417,000

NEW SECTION. Sec. 2067. FOR THE DEPARTMENT OF HEALTH

2019-21 Drinking Water Assistance Program (40000025)

Appropriation:

Drinking Water Assistance Account—Federal	\$35,000,000
.....	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$128,000,000
TOTAL	\$163,000,000

NEW SECTION. Sec. 2068. FOR THE DEPARTMENT OF HEALTH

2019-21 Drinking Water System Repairs and Consolidation (40000027)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for grants to well-managed, publicly-owned group A water utilities for the repair and consolidation of group A and B water systems under the following conditions:

(1) A grant may be provided when a water system has been voluntarily transferred to a publicly owned water utility within the last three years. The grant may be used for repair and consolidation costs.

(2) The grant applicant must provide the department of health with an accounting of rehabilitation costs and the value of the system. The grant must be used primarily to cover project design and construction costs, and only in limited cases to cover the cost of system acquisitions, as determined by the department of health in evaluating grant applications.

(3) Grants must primarily be used to cover project construction costs that customers benefiting from the project cannot afford to repay through loans, as determined by the department of health and the publicly owned utility receiving the grant to complete the project.

(4) Applicants must provide a plan demonstrating that project completion will occur within three years of the grant contract execution.

(5) Each grant must be less than twenty-five percent of the total appropriation.

(6) The primary purpose of this appropriation is to fund water system repair and consolidation construction costs. However, the department may use up to \$75,000 under this section for grants for feasibility review of water system

repair and consolidation projects that would meet the objectives of this section and RCW 70.119A.190.

Appropriation:

State Building Construction Account—State	\$1,500,000
.....	
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$40,000,000
TOTAL	\$41,500,000

NEW SECTION. Sec. 2069. FOR THE DEPARTMENT OF HEALTH

2019-21 Drinking Water Construction Loans - State Match (40000029)

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

(1) For projects involving repair, replacement, or improvement of a clean water infrastructure facility or other public works facility for which an investment grade efficiency audit is reasonably obtainable, the department of health must require as a contract condition that the project sponsor undertake an investment grade efficiency audit. The project sponsor may finance the costs of the audit as part of its drinking water state revolving fund program loan.

(2) The department must encourage local government use of federally funded drinking water infrastructure programs operated by the United States department of agriculture rural development.

Appropriation:

Drinking Water Assistance Account—State	\$11,000,000
.....	
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$40,000,000
TOTAL	\$51,000,000

NEW SECTION. Sec. 2070. FOR THE DEPARTMENT OF HEALTH

Drinking Water Assistance Program 2017-19 (92000025)

Reappropriation:

Drinking Water Assistance Account—Federal	\$32,000,000
.....	
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$32,000,000

NEW SECTION. Sec. 2071. FOR THE DEPARTMENT OF VETERANS AFFAIRS

Washington Veterans Home: Bldg 6 & 7 Demo and Grounds Improvement (30000002)

Appropriation:

State Building Construction Account—State
 \$3,335,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$3,335,000

NEW SECTION. Sec. 2072. FOR THE DEPARTMENT OF VETERANS AFFAIRS

Minor Works Facilities Preservation (30000094)
 Reappropriation:
 State Building Construction Account—State
 \$570,000

Appropriation:
 State Building Construction Account—State
 \$2,025,000
 Prior Biennia (Expenditures)..... \$2,743,000
 Future Biennia (Projected Costs) \$11,445,000
 TOTAL \$16,783,000

NEW SECTION. Sec. 2073. FOR THE DEPARTMENT OF VETERANS AFFAIRS

Minor Works Program (30000131)
 Appropriation:
 State Building Construction Account—State
 \$500,000

Prior Biennia (Expenditures)..... \$670,000
 Future Biennia (Projected Costs) \$6,380,000
 TOTAL \$7,550,000

NEW SECTION. Sec. 2074. FOR THE DEPARTMENT OF VETERANS AFFAIRS

WSVC - Additional Internment Vaults and Roadway (30000215)

Reappropriation:
 General Fund—Federal \$2,700,000
 State Building Construction Account—State
 \$300,000
 Subtotal Reappropriation..... \$3,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$3,000,000

NEW SECTION. Sec. 2075. FOR THE DEPARTMENT OF VETERANS AFFAIRS

Retsil Building 10 (40000004)
 Reappropriation:
 State Building Construction Account—State
 \$625,000

Prior Biennia (Expenditures)\$125,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$750,000

NEW SECTION. Sec. 2076. FOR THE DEPARTMENT OF VETERANS AFFAIRS

WVH HVAC Retrofit (40000006)
 Appropriation:

State Building Construction Account—State
\$750,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$750,000

NEW SECTION. Sec. 2077. FOR THE DEPARTMENT OF VETERANS AFFAIRS

WSH Cemetery Road Realignment (91000012)
 Appropriation:

State Building Construction Account—State
\$200,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$200,000

NEW SECTION. Sec. 2078. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Echo Glen-Housing Unit: Acute Mental Health Unit (30002736)

The appropriation in this section is subject to the following conditions and limitations: This project was formerly administered by the department of social and health services. Due to the transfer of the juvenile rehabilitation program from the department of social and health services to the department of children, youth, and families on July 1, 2019, the administration of this project shall also transfer to the department of children, youth, and families on that date.

Appropriation:
 State Building Construction Account—State
\$9,600,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$9,600,000

NEW SECTION. Sec. 2079. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Statewide-RA Community Facilities: Safety & Security Improvements (30002737)

The appropriation in this section is subject to the following conditions and limitations: This project was formerly administered by the department of social and health services. Due to the transfer of the juvenile rehabilitation program from the department of social and health services to the department of children, youth, and families on July 1, 2019, the administration of this project shall also transfer to the department of children, youth, and families on that date.

Appropriation:

State Building Construction Account—State	\$300,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$300,000

NEW SECTION. Sec. 2080. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Green Hill School-Recreation Building: Replacement (30003237)

The appropriation in this section is subject to the following conditions and limitations: This project was formerly administered by the department of social and health services. Due to the transfer of the juvenile rehabilitation program from the department of social and health services to the department of children, youth, and families on July 1, 2019, the administration of this project shall also transfer to the department of children, youth, and families on that date.

Appropriation:

State Building Construction Account—State	\$800,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$800,000

NEW SECTION. Sec. 2081. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Echo Glen Children's Center: Academic School (30003242)

Appropriation:

State Building Construction Account—State	\$200,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$37,976,000
TOTAL	\$38,176,000

NEW SECTION. Sec. 2082. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Green Hill School-Campus: Security & Surveillance Upgrades (30003580)

The appropriation in this section is subject to the following conditions and limitations: This project was formerly administered by the department of social and health services. Due to the transfer of the juvenile rehabilitation program from the department of social and health services to the department of children, youth, and families on July 1, 2019, the administration of this project shall also transfer to the department of children, youth, and families on that date.

Appropriation:

State Building Construction Account—State	\$500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$500,000

NEW SECTION. Sec. 2083. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Minor Works Preservation Projects: Statewide 2019-21 (40000400)

Appropriation:

State Building Construction Account—State	\$3,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$54,110,000
TOTAL	\$57,110,000

NEW SECTION. Sec. 2084. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Implementation of JRA Capacity (91000062)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for a predesign for Echo Glen, a predesign for Green Hill, and a comprehensive strategic capital master plan. If Engrossed Second Substitute House Bill No. 1646 is not enacted by June 30, 2019, the appropriation in this section shall lapse.

Appropriation:

State Building Construction Account—State	\$750,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$750,000

NEW SECTION. Sec. 2085. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Benton-Franklin Juvenile Justice Center At-Risk Youth Services (92000033)

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

this section is provided solely for the final design and construction of an at-risk youth services center in Kennewick, Washington. The department must contract with Benton and Franklin counties to carry out this project.

Appropriation:

State Building Construction Account—State	.....	\$750,000
Prior Biennia (Expenditures).....		\$0
Future Biennia (Projected Costs)		\$0
TOTAL		\$750,000

NEW SECTION. Sec. 2086. FOR THE DEPARTMENT OF CORRECTIONS

CBCC: Boiler Replacement (30000130)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2025, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$830,000
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Appropriation:

State Building Construction Account—State	\$9,718,000
Prior Biennia (Expenditures).....		\$170,000
Future Biennia (Projected Costs)		\$0
TOTAL		\$10,718,000

NEW SECTION. Sec. 2087. FOR THE DEPARTMENT OF CORRECTIONS

Washington Corrections Center: Transformers and Switches (30000143)

Reappropriation:

State Building Construction Account—State	\$3,300,000
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Appropriation:

State Building Construction Account—State	\$16,435,000
Prior Biennia (Expenditures).....		\$850,000
Future Biennia (Projected Costs)		\$22,685,000
TOTAL		\$43,270,000

NEW SECTION. Sec. 2088. FOR THE DEPARTMENT OF CORRECTIONS

WCC: Replace Roofs (30000654)

Reappropriation:

State Building Construction Account—State	\$675,000
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Appropriation:

State Building Construction Account—State	\$4,540,000
Prior Biennia (Expenditures)		\$1,595,000
Future Biennia (Projected Costs).....		\$0
TOTAL		\$6,810,000

NEW SECTION. Sec. 2089. FOR THE DEPARTMENT OF CORRECTIONS

CBCC: Replace Fire Alarm System (30000748)

Reappropriation:

State Building Construction Account—State	\$180,000
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Appropriation:

State Building Construction Account—State	\$5,284,000
Prior Biennia (Expenditures)		\$175,000
Future Biennia (Projected Costs).....		\$0
TOTAL		\$5,639,000

NEW SECTION. Sec. 2090. FOR THE DEPARTMENT OF CORRECTIONS

CBCC: Security Video System (30000800)

Reappropriation:

State Building Construction Account—State	.....	\$2,300,000
Prior Biennia (Expenditures)		\$3,738,000
Future Biennia (Projected Costs).....		\$0
TOTAL		\$6,038,000

NEW SECTION. Sec. 2091. FOR THE DEPARTMENT OF CORRECTIONS

WCCW: Bldg E Roof Replacement (30000810)

Reappropriation:

State Building Construction Account—State	.....	\$1,674,000
Prior Biennia (Expenditures)		\$1,022,000
Future Biennia (Projected Costs).....		\$0
TOTAL		\$2,696,000

NEW SECTION. Sec. 2092. FOR THE DEPARTMENT OF CORRECTIONS

MCC: Security Video Camera Installation (30001066)

Appropriation:

Charitable, Educational, Penal, and Reformatory Institutions Account—State	\$1,000,000
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State Building Construction Account—State
 \$4,500,000
 Subtotal Appropriation..... \$5,500,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$5,500,000
 TOTAL \$11,000,000

NEW SECTION. Sec. 2093. FOR THE DEPARTMENT OF CORRECTIONS

WSP: Program and Support Building (30001101)
 Reappropriation:
 State Building Construction Account—State
 \$1,500,000
 Prior Biennia (Expenditures)..... \$10,085,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$11,585,000

NEW SECTION. Sec. 2094. FOR THE DEPARTMENT OF CORRECTIONS

Prison Capacity Expansion (30001105)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2059, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:
 State Building Construction Account—State
 \$400,000
 Prior Biennia (Expenditures)..... \$4,400,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$4,800,000

NEW SECTION. Sec. 2095. FOR THE DEPARTMENT OF CORRECTIONS

Minor Works - Preservation Projects (30001114)
 Reappropriation:
 State Building Construction Account—State
 \$900,000
 Prior Biennia (Expenditures)..... \$10,009,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$10,909,000

NEW SECTION. Sec. 2096. FOR THE DEPARTMENT OF CORRECTIONS

MCC ADA Compliance Retrofit (30001118)
 Reappropriation:
 State Building Construction Account—State
 \$750,000
 Prior Biennia (Expenditures)..... \$250,000

Future Biennia (Projected Costs)..... \$0
 TOTAL.....\$1,000,000

NEW SECTION. Sec. 2097. FOR THE DEPARTMENT OF CORRECTIONS

SW IMU Recreation Yard Improvement (30001123)
 Reappropriation:
 State Building Construction Account—State
\$1,000,000
 Prior Biennia (Expenditures)\$500,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$1,500,000

NEW SECTION. Sec. 2098. FOR THE DEPARTMENT OF CORRECTIONS

CRCC Security Electronics Network Renovation (30001124)
 Reappropriation:
 State Building Construction Account—State
\$5,900,000
 Prior Biennia (Expenditures)\$100,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$6,000,000

NEW SECTION. Sec. 2099. FOR THE DEPARTMENT OF CORRECTIONS

MLCC: 128 Bed Minimum Camp (30001168)
 The reappropriation in this section is subject to the following conditions and limitations:
 (1) The reappropriation is subject to the provisions of section 2053, chapter 2, Laws of 2018.
 (2) These funds are reappropriated for the renovation of Maple Lane corrections center for use as a 128-bed minimum facility for women offenders. The renovation and subsequent use shall occur subject only to reasonable local permitting and mitigation requirements, and shall not be subject to any further siting or use process.

Reappropriation:
 Charitable, Educational, Penal, and Reformatory
 Institutions Account—State\$1,780,000
 State Building Construction Account—State
\$1,900,000
 Subtotal Reappropriation\$3,680,000
 Prior Biennia (Expenditures)\$661,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$4,341,000

NEW SECTION. Sec. 2100. FOR THE DEPARTMENT OF CORRECTIONS

WCC: Reclaimed Water Line (40000058)

Appropriation:

State Building Construction Account—State	.....	\$1,987,000
Prior Biennia (Expenditures).....		\$0
Future Biennia (Projected Costs)		\$0
TOTAL		\$1,987,000

NEW SECTION. Sec. 2101. FOR THE DEPARTMENT OF CORRECTIONS

AHCC: Reclaimed Water (40000059)

Appropriation:

State Building Construction Account—State	.....	\$1,943,000
Prior Biennia (Expenditures).....		\$0
Future Biennia (Projected Costs)		\$0
TOTAL		\$1,943,000

NEW SECTION. Sec. 2102. FOR THE DEPARTMENT OF CORRECTIONS

WCCW: Security Fence at MSC for New Medium Capacity (40000173)

Appropriation:

State Building Construction Account—State	.....	\$1,500,000
Prior Biennia (Expenditures).....		\$0
Future Biennia (Projected Costs)		\$0
TOTAL		\$1,500,000

NEW SECTION. Sec. 2103. FOR THE DEPARTMENT OF CORRECTIONS

MCC: Sewer System HABU (Highest and Best Use) (40000185)

The appropriation in this section is subject to the following conditions and limitations: \$800,000 is provided solely for the pumping of biosolids from the sewer lagoon.

Appropriation:

State Building Construction Account—State	.....	\$800,000
Prior Biennia (Expenditures).....		\$0
Future Biennia (Projected Costs)		\$0
TOTAL		\$800,000

NEW SECTION. Sec. 2104. FOR THE DEPARTMENT OF CORRECTIONS

Minor Works - Preservation Projects (40000187)

Appropriation:

State Building Construction Account—State
.....\$11,668,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs).....\$73,965,000

TOTAL\$85,633,000

NEW SECTION. Sec. 2105. FOR THE DEPARTMENT OF CORRECTIONS

WSP: BAR Unit Door Conversions (91000431)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely to implement the settlement agreement in *Disability Rights Washington v. Inslee, et. al.*, U.S. District Court-Western District, Case No. 18-5071, for the portions of the agreement that require modifications to existing booth-controlled cell door mechanisms in one treatment unit in the Washington State Penitentiary. If the settlement agreement is not fully executed and approved by the court before September 1, 2019, the appropriation in this section shall lapse.

Appropriation:

State Building Construction Account—State
.....\$1,250,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL\$1,250,000

NEW SECTION. Sec. 2106. FOR THE DEPARTMENT OF CORRECTIONS

WSP: Unit Six Roof Replacement (92000037)

Appropriation:

State Building Construction Account—State
.....\$1,425,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL\$1,425,000

NEW SECTION. Sec. 2107. FOR THE DEPARTMENT OF CORRECTIONS

WCCW: AC for MSU (92000039)

Appropriation:

State Building Construction Account—State
.....\$1,349,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL\$1,349,000

PART 3

NATURAL RESOURCES

NEW SECTION. Sec. 3001. FOR THE DEPARTMENT OF ECOLOGY

Water Supply Facilities (19742006)

Reappropriation:

State and Local Improvements Revolving Account	
(Water Supply Facilities)—State..	\$295,000
Prior Biennia (Expenditures).....	\$15,116,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$15,411,000

NEW SECTION. Sec. 3002. FOR THE DEPARTMENT OF ECOLOGY

Low-Level Nuclear Waste Disposal Trench Closure (19972012)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3002, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

Site Closure Account—State.....	\$8,505,000
Prior Biennia (Expenditures).....	\$6,928,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$15,433,000

NEW SECTION. Sec. 3003. FOR THE DEPARTMENT OF ECOLOGY

Twin Lake Aquifer Recharge Project (20042951)

Reappropriation:

State Building Construction Account—State	.....	\$156,000
Prior Biennia (Expenditures).....		\$594,000
Future Biennia (Projected Costs)		\$0
TOTAL		\$750,000

NEW SECTION. Sec. 3004. FOR THE DEPARTMENT OF ECOLOGY

Quad Cities Water Right Mitigation (20052852)

Reappropriation:

State Building Construction Account—State	.....	\$116,000
Prior Biennia (Expenditures).....		\$1,484,000
Future Biennia (Projected Costs)		\$0
TOTAL		\$1,600,000

NEW SECTION. Sec. 3005. FOR THE DEPARTMENT OF ECOLOGY

Columbia River Basin Water Supply Development Program (20062950)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3008, chapter 49, Laws of 2011 1st sp. sess.

Reappropriation:

Columbia River Basin Water Supply Development	
Account—State	\$2,076,000
Prior Biennia (Expenditures)	\$89,424,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$91,500,000

NEW SECTION. Sec. 3006. FOR THE DEPARTMENT OF ECOLOGY

Transfer of Water Rights for Cabin Owners (20081951)

Reappropriation:

State Building Construction Account—State	.....	\$69,000
Prior Biennia (Expenditures)		\$381,000
Future Biennia (Projected Costs).....		\$0
TOTAL		\$450,000

NEW SECTION. Sec. 3007. FOR THE DEPARTMENT OF ECOLOGY

Watershed Plan Implementation and Flow Achievement (30000028)

Reappropriation:

State Building Construction Account—State	.....	\$275,000
Prior Biennia (Expenditures)		\$5,721,000
Future Biennia (Projected Costs).....		\$0
TOTAL		\$5,996,000

NEW SECTION. Sec. 3008. FOR THE DEPARTMENT OF ECOLOGY

Remedial Action Grant Program (30000039)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is subject to the provisions of section 3006, chapter 36, Laws of 2010 1st sp. sess.

Appropriation:

Model Toxics Control Capital Account—State	.....	\$3,813,000
Prior Biennia (Expenditures)		\$71,296,000
Future Biennia (Projected Costs).....		\$0
TOTAL		\$75,109,000

NEW SECTION. Sec. 3009. FOR THE DEPARTMENT OF ECOLOGY

Clean Up Toxics Sites - Puget Sound (30000144)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is subject to the provisions of section 3021, chapter 48, Laws of 2011 1st sp. sess. and section 3002, chapter 35, Laws of 2016 sp. sess.

Appropriation:

Model Toxics Control Capital Account—State	\$324,000
Prior Biennia (Expenditures).....	\$38,710,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$39,034,000

NEW SECTION. Sec. 3010. FOR THE DEPARTMENT OF ECOLOGY

Watershed Plan Implementation and Flow Achievement (30000213)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3030, chapter 49, Laws of 2011 1st sp. sess.

Reappropriation:

State Building Construction Account—State	\$432,000
Prior Biennia (Expenditures).....	\$7,568,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,000,000

NEW SECTION. Sec. 3011. FOR THE DEPARTMENT OF ECOLOGY

Remedial Action Grant Program (30000216)

Appropriation:

Model Toxics Control Capital Account—State	\$19,152,000
Prior Biennia (Expenditures).....	\$43,712,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$62,864,000

NEW SECTION. Sec. 3012. FOR THE DEPARTMENT OF ECOLOGY

Clean Up Toxics Sites - Puget Sound (30000265)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is subject to the provisions of section 3005, chapter 35, Laws of 2016 sp. sess.

Appropriation:

Model Toxics Control Capital Account—State	\$161,000
Prior Biennia (Expenditures).....	\$15,041,000

Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$15,202,000

NEW SECTION. Sec. 3013. FOR THE DEPARTMENT OF ECOLOGY

Yakima Basin Integrated Water Management Plan Implementation (30000278)

Reappropriation:

State Building Construction Account—State	\$52,000
Prior Biennia (Expenditures)	\$1,827,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$1,879,000

NEW SECTION. Sec. 3014. FOR THE DEPARTMENT OF ECOLOGY

ASARCO - Tacoma Smelter Plume and Mines (30000280)

Reappropriation:

Cleanup Settlement Account—State.....	\$2,855,000
Prior Biennia (Expenditures)	\$17,792,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$20,647,000

NEW SECTION. Sec. 3015. FOR THE DEPARTMENT OF ECOLOGY

Padilla Bay Federal Capital Projects (30000282)

Reappropriation:

General Fund—Federal	\$553,000
Prior Biennia (Expenditures)	\$247,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$800,000

NEW SECTION. Sec. 3016. FOR THE DEPARTMENT OF ECOLOGY

Centennial Clean Water Program (30000326)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is subject to the provisions of section 3066, chapter 19, Laws of 2013 2nd sp. sess.

Appropriation:

Model Toxics Control Capital Account—State	\$3,526,000
Prior Biennia (Expenditures)	\$46,474,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$50,000,000

NEW SECTION. Sec. 3017. FOR THE DEPARTMENT OF ECOLOGY

Coastal Wetlands Federal Funds (30000328)

Reappropriation:

General Fund—Federal	\$5,180,000
Prior Biennia (Expenditures).....	\$4,620,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$9,800,000

NEW SECTION. Sec. 3018. FOR THE DEPARTMENT OF ECOLOGY

Watershed Plan Implementation and Flow Achievement (30000331)

Reappropriation:

State Building Construction Account—State	\$2,956,000
Prior Biennia (Expenditures).....	\$7,044,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$10,000,000

NEW SECTION. Sec. 3019. FOR THE DEPARTMENT OF ECOLOGY

Dungeness Water Supply & Mitigation (30000333)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3082, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

State Building Construction Account—State	\$924,000
Prior Biennia (Expenditures).....	\$1,126,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,050,000

NEW SECTION. Sec. 3020. FOR THE DEPARTMENT OF ECOLOGY

ASARCO Cleanup (30000334)

The reappropriation in this section is subject to the following conditions and limitations: \$400,000 of the reappropriation is provided solely for the city of Tacoma to reimburse for clean up and remediation of the former Ruston Way tunnel, including costs that occurred prior to June 30, 2019.

Reappropriation:

Cleanup Settlement Account—State	\$2,095,000
Prior Biennia (Expenditures).....	\$34,565,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$36,660,000

NEW SECTION. Sec. 3021. FOR THE DEPARTMENT OF ECOLOGY

Padilla Bay Federal Capital Projects - Programmatic (30000335)

Reappropriation:

General Fund—Federal	\$500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$500,000

NEW SECTION. Sec. 3022. FOR THE DEPARTMENT OF ECOLOGY

Clean Up Toxics Sites - Puget Sound (30000337)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is subject to the provisions of section 3007, chapter 35, Laws of 2016 sp. sess.

Appropriation:

Model Toxics Control Capital Account—State	\$1,940,000
Prior Biennia (Expenditures)	\$23,115,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$25,055,000

NEW SECTION. Sec. 3023. FOR THE DEPARTMENT OF ECOLOGY

Eastern Washington Clean Sites Initiative (30000351)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is subject to the provisions of section 3008, chapter 35, Laws of 2016 sp. sess.

Appropriation:

Model Toxics Control Capital Account—State	\$169,000
Prior Biennia (Expenditures)	\$7,431,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$7,600,000

NEW SECTION. Sec. 3024. FOR THE DEPARTMENT OF ECOLOGY

Columbia River Water Supply Development Program (30000372)

Reappropriation:

Columbia River Basin Taxable Bond Water Supply Development Account—State.....	\$45,000
Columbia River Basin Water Supply Development Account—State	\$514,000
Subtotal Reappropriation	\$559,000
Prior Biennia (Expenditures)	\$73,941,000

Future Biennia (Projected Costs)\$0
 TOTAL \$74,500,000

NEW SECTION. Sec. 3025. FOR THE DEPARTMENT OF ECOLOGY

Yakima River Basin Water Supply (30000373)

Reappropriation:

State Building Construction Account—State \$926,000
 Prior Biennia (Expenditures)..... \$31,174,000
 Future Biennia (Projected Costs)\$0
 TOTAL \$32,100,000

NEW SECTION. Sec. 3026. FOR THE DEPARTMENT OF ECOLOGY

Remedial Action Grants (30000374)

Appropriation:

Model Toxics Control Capital Account—State \$10,710,000
 Prior Biennia (Expenditures)..... \$51,827,000
 Future Biennia (Projected Costs)\$0
 TOTAL \$62,537,000

NEW SECTION. Sec. 3027. FOR THE DEPARTMENT OF ECOLOGY

Water Irrigation Efficiencies Program (30000389)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3080, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

State Building Construction Account—State \$23,000
 Prior Biennia (Expenditures)..... \$3,977,000
 Future Biennia (Projected Costs)\$0
 TOTAL \$4,000,000

NEW SECTION. Sec. 3028. FOR THE DEPARTMENT OF ECOLOGY

Centennial Clean Water Program (30000427)

The reappropriations and appropriations in this section are subject to the following conditions and limitations: The reappropriations and appropriations are subject to the provisions of section 3009, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

State Building Construction Account—State \$1,171,000

Appropriation:

Model Toxics Control Capital Account—State\$3,436,000

Prior Biennia (Expenditures)\$17,893,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$22,500,000

NEW SECTION. Sec. 3029. FOR THE DEPARTMENT OF ECOLOGY

Waste Tire Pile Cleanup and Prevention (30000431)

Reappropriation:

Waste Tire Removal Account—State.....\$200,000
 Prior Biennia (Expenditures)\$800,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$1,000,000

NEW SECTION. Sec. 3030. FOR THE DEPARTMENT OF ECOLOGY

Eastern Washington Clean Sites Initiative (30000432)

Appropriation:

Model Toxics Control Capital Account—State\$8,908,000
 Prior Biennia (Expenditures)\$992,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$9,900,000

NEW SECTION. Sec. 3031. FOR THE DEPARTMENT OF ECOLOGY

Remedial Action Grants (30000458)

The reappropriations and appropriations in this section are subject to the following conditions and limitations: The reappropriations and appropriations are subject to the provisions of section 3011, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

State Building Construction Account—State\$16,967,000

Appropriation:

Model Toxics Control Capital Account—State\$15,786,000
 Prior Biennia (Expenditures)\$19,994,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$52,747,000

NEW SECTION. Sec. 3032. FOR THE DEPARTMENT OF ECOLOGY

Leaking Tank Model Remedies (30000490)

Appropriation:

Model Toxics Control Capital Account—State	
.....	\$672,000
Prior Biennia (Expenditures).....	\$1,328,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,000,000

NEW SECTION. Sec. 3033. FOR THE DEPARTMENT OF ECOLOGY

Water Pollution Control Revolving Program (30000534)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3061, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

Water Pollution Control Revolving Account—	
Federal.....	\$18,711,000
Water Pollution Control Revolving Account—State	
.....	\$118,465,000
Subtotal Reappropriation.	\$137,176,000
Prior Biennia (Expenditures).....	\$65,824,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$203,000,000

NEW SECTION. Sec. 3034. FOR THE DEPARTMENT OF ECOLOGY

Stormwater Financial Assistance Program (30000535)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is subject to the provisions of section 3012, chapter 35, Laws of 2016 sp. sess.

Appropriation:

Model Toxics Control Stormwater Account—State	
.....	\$27,816,000
Prior Biennia (Expenditures).....	\$3,384,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$31,200,000

NEW SECTION. Sec. 3035. FOR THE DEPARTMENT OF ECOLOGY

Coastal Wetlands Federal Funds (30000536)
Reappropriation:

General Fund—Federal.....	\$10,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$10,000,000

NEW SECTION. Sec. 3036. FOR THE DEPARTMENT OF ECOLOGY

Floodplains by Design (30000537)
Reappropriation:

State Building Construction Account—State	
.....	\$19,149,000
Prior Biennia (Expenditures)	\$16,411,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$35,560,000

NEW SECTION. Sec. 3037. FOR THE DEPARTMENT OF ECOLOGY

ASARCO Cleanup (30000538)
Reappropriation:

Cleanup Settlement Account—State.....	\$3,669,000
Prior Biennia (Expenditures)	\$8,477,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$12,146,000

NEW SECTION. Sec. 3038. FOR THE DEPARTMENT OF ECOLOGY

Cleanup Toxics Sites - Puget Sound (30000542)
The appropriation in this section is subject to the following conditions and limitations: The appropriation is subject to the provisions of section 3013, chapter 35, Laws of 2016 sp. sess.

Appropriation:

Model Toxics Control Capital Account—State	
.....	\$7,917,000
Prior Biennia (Expenditures)	\$6,464,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$14,381,000

NEW SECTION. Sec. 3039. FOR THE DEPARTMENT OF ECOLOGY

Water Irrigation Efficiencies Program (30000587)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3067, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

State Building Construction Account—State	
.....	\$3,286,000
Prior Biennia (Expenditures)	\$714,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$4,000,000

NEW SECTION. Sec. 3040. FOR THE DEPARTMENT OF ECOLOGY

Columbia River Water Supply Development Program (30000588)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3068, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

Columbia River Basin Water Supply Development Account—State	\$1,317,000
Columbia River Basin Water Supply Revenue Recovery Account—State	\$2,082,000
Subtotal Reappropriation.....	\$3,399,000
Prior Biennia (Expenditures).....	\$15,601,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$19,000,000

NEW SECTION. Sec. 3041. FOR THE DEPARTMENT OF ECOLOGY

Sunnyside Valley Irrigation District Water Conservation (30000589)

Reappropriation:

State Building Construction Account—State	\$1,655,000
Prior Biennia (Expenditures).....	\$1,400,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,055,000

NEW SECTION. Sec. 3042. FOR THE DEPARTMENT OF ECOLOGY

Yakima River Basin Water Supply (30000590)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3070, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

State Building Construction Account—State	\$3,954,000
State Taxable Building Construction Account—State.....	\$4,079,000
Subtotal Reappropriation.....	\$8,033,000
Prior Biennia (Expenditures).....	\$21,967,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$30,000,000

NEW SECTION. Sec. 3043. FOR THE DEPARTMENT OF ECOLOGY

Watershed Plan Implementation and Flow Achievement (30000591)

Reappropriation:

State Building Construction Account—State	\$2,040,000
Prior Biennia (Expenditures)	\$2,960,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 3044. FOR THE DEPARTMENT OF ECOLOGY

ASARCO Cleanup (30000670)

Reappropriation:

Cleanup Settlement Account—State.....	\$23,926,000
Prior Biennia (Expenditures)	\$4,834,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$28,760,000

NEW SECTION. Sec. 3045. FOR THE DEPARTMENT OF ECOLOGY

Reducing Toxic Diesel Emissions (30000671)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3004, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$389,000
Prior Biennia (Expenditures)	\$111,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$500,000

NEW SECTION. Sec. 3046. FOR THE DEPARTMENT OF ECOLOGY

Waste Tire Pile Cleanup and Prevention (30000672)

Reappropriation:

Waste Tire Removal Account—State.....	\$655,000
Prior Biennia (Expenditures)	\$345,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 3047. FOR THE DEPARTMENT OF ECOLOGY

Sunnyside Valley Irrigation District Water Conservation (30000673)

Reappropriation:

State Building Construction Account—State	\$3,178,000
Prior Biennia (Expenditures)	\$1,506,000
Future Biennia (Projected Costs).....	\$0

TOTAL \$4,684,000

NEW SECTION. Sec. 3048. FOR THE DEPARTMENT OF ECOLOGY

Reducing Toxic Woodstove Emissions (30000674)

Reappropriation:

State Building Construction Account—State \$1,528,000

Prior Biennia (Expenditures)..... \$472,000

Future Biennia (Projected Costs) \$0

TOTAL \$2,000,000

NEW SECTION. Sec. 3049. FOR THE DEPARTMENT OF ECOLOGY

2015-17 Restored Eastern Washington Clean Sites Initiative (30000704)

Reappropriation:

State Building Construction Account—State \$2,403,000

Prior Biennia (Expenditures)..... \$33,000

Future Biennia (Projected Costs) \$0

TOTAL \$2,436,000

NEW SECTION. Sec. 3050. FOR THE DEPARTMENT OF ECOLOGY

2017-19 Centennial Clean Water Program (30000705)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3009, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State \$33,976,000

Prior Biennia (Expenditures)..... \$1,024,000

Future Biennia (Projected Costs) \$0

TOTAL \$35,000,000

NEW SECTION. Sec. 3051. FOR THE DEPARTMENT OF ECOLOGY

Floodplains by Design 2017-19 (30000706)

Reappropriation:

State Building Construction Account—State \$35,054,000

Prior Biennia (Expenditures)..... \$410,000

Future Biennia (Projected Costs) \$0

TOTAL \$35,464,000

NEW SECTION. Sec. 3052. FOR THE DEPARTMENT OF ECOLOGY

2017-19 Remedial Action Grants (30000707)

Appropriation:

Model Toxics Control Capital Account—State \$5,877,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL \$5,877,000

NEW SECTION. Sec. 3053. FOR THE DEPARTMENT OF ECOLOGY

Swift Creek Natural Asbestos Flood Control and Cleanup (30000708)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3011, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State \$3,000,000

Appropriation:

State Building Construction Account—State \$2,400,000

Future Biennia (Projected Costs)..... \$10,700,000

Prior Biennia (Expenditures) \$1,000,000

TOTAL \$17,100,000

NEW SECTION. Sec. 3054. FOR THE DEPARTMENT OF ECOLOGY

Water Pollution Control Revolving Program (30000710)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3013, chapter 2, Laws of 2018.

Reappropriation:

Water Pollution Control Revolving Account—

Federal \$50,000,000

Water Pollution Control Revolving Account—State \$160,000,000

Subtotal Reappropriation \$210,000,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL \$210,000,000

NEW SECTION. Sec. 3055. FOR THE DEPARTMENT OF ECOLOGY

Yakima River Basin Water Supply (30000711)

Reappropriation:

State Building Construction Account—State	\$15,497,000
Prior Biennia (Expenditures).....	\$15,603,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$31,100,000

NEW SECTION. Sec. 3056. FOR THE DEPARTMENT OF ECOLOGY

Columbia River Water Supply Development Program (30000712)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3006, chapter 298, Laws of 2018.

Reappropriation:

Columbia River Basin Water Supply Development Account—State	\$12,203,000
Columbia River Basin Water Supply Revenue Recovery Account—State	\$2,000,000
State Building Construction Account—State	\$19,541,000
Subtotal Reappropriation...	\$33,744,000
Prior Biennia (Expenditures).....	\$56,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$33,800,000

NEW SECTION. Sec. 3057. FOR THE DEPARTMENT OF ECOLOGY

Lacey Headquarters Facility Preservation Projects (30000713)

Reappropriation:

State Building Construction Account—State	\$601,000
Prior Biennia (Expenditures).....	\$34,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$635,000

NEW SECTION. Sec. 3058. FOR THE DEPARTMENT OF ECOLOGY

Watershed Plan Implementation and Flow Achievement (30000714)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3017, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$4,898,000
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Prior Biennia (Expenditures)	\$102,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 3059. FOR THE DEPARTMENT OF ECOLOGY

Water Irrigation Efficiencies Program (30000740)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3007, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$5,784,000
Prior Biennia (Expenditures)	\$716,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$6,500,000

NEW SECTION. Sec. 3060. FOR THE DEPARTMENT OF ECOLOGY

Eastern Regional Office Improvements and Stormwater Treatment (30000741)

Reappropriation:

State Building Construction Account—State	\$1,410,000
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Appropriation:

State Building Construction Account—State	\$1,966,000
Prior Biennia (Expenditures)	\$510,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$3,886,000

NEW SECTION. Sec. 3061. FOR THE DEPARTMENT OF ECOLOGY

2017-19 Eastern Washington Clean Sites Initiative (30000742)

Appropriation:

Model Toxics Control Capital Account—State	\$1,740,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$1,740,000

NEW SECTION. Sec. 3062. FOR THE DEPARTMENT OF ECOLOGY

2017-19 Clean Up Toxic Sites – Puget Sound (30000749)

Appropriation:

Model Toxics Control Capital Account—State	\$2,099,000
.....	
Prior Biennia (Expenditures).....	\$83,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,182,000

NEW SECTION. Sec. 3063. FOR THE DEPARTMENT OF ECOLOGY

2015-17 Restored Clean Up Toxics Sites - Puget Sound (30000763)

Reappropriation:

State Building Construction Account—State	\$5,098,000
.....	
Prior Biennia (Expenditures).....	\$142,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,240,000

NEW SECTION. Sec. 3064. FOR THE DEPARTMENT OF ECOLOGY

2017-19 Stormwater Financial Assistance Program (30000796)

The reappropriations and appropriations in this section are subject to the following conditions and limitations: The reappropriation and appropriation are subject to the provisions of section 3005, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$25,000,000
.....	

Appropriation:

Model Toxics Control Stormwater Account—State	\$11,400,000
.....	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$36,400,000

NEW SECTION. Sec. 3065. FOR THE DEPARTMENT OF ECOLOGY

2015-17 Restored Stormwater Financial Assistance (30000797)

Reappropriation:

State Building Construction Account—State	\$28,007,000
.....	
Prior Biennia (Expenditures).....	\$2,093,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$30,100,000

NEW SECTION. Sec. 3066. FOR THE DEPARTMENT OF ECOLOGY

Catastrophic Flood Relief (40000006)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3023, chapter 2, Laws of 2018.

Reappropriation:

General Fund—Federal	\$10,000,000
State Building Construction Account—State	\$45,075,000
.....	
Subtotal Reappropriation	\$55,075,000
Prior Biennia (Expenditures)	\$4,925,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$60,000,000

NEW SECTION. Sec. 3067. FOR THE DEPARTMENT OF ECOLOGY

VW Settlement Funded Projects (40000018)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3008, chapter 298, Laws of 2018.

Reappropriation:

General Fund—Private/Local.....	\$112,599,000
Prior Biennia (Expenditures)	\$101,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$112,700,000

NEW SECTION. Sec. 3068. FOR THE DEPARTMENT OF ECOLOGY

Healthy Housing Remediation Program (40000108)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is subject to the provisions of section 3009, chapter 298, Laws of 2018.

Appropriation:

Model Toxics Control Capital Account—State	\$4,500,000
.....	
Prior Biennia (Expenditures)	\$600,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$5,100,000

NEW SECTION. Sec. 3069. FOR THE DEPARTMENT OF ECOLOGY

Reduce Air Pollution from Transit/Sch. Buses/State-Owned Vehicles (40000109)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3010, chapter 298, Laws of 2018.

Reappropriation:

Air Pollution Control Account—State .	\$26,483,000
Prior Biennia (Expenditures).....	\$1,917,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$28,400,000

NEW SECTION. Sec. 3070. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Water Pollution Control Revolving Program (40000110)

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

(1) For projects involving repair, replacement, or improvement of a clean water infrastructure facility or other public works facility for which an investment grade efficiency audit is reasonably obtainable, the department of ecology must require as a contract condition that the project sponsor undertake an investment grade efficiency audit. The project sponsor may finance the costs of the audit as part of its water pollution control state revolving fund program loan.

(2) The department must encourage local government use of federally funded clean water infrastructure programs operated by the United States department of agriculture rural development.

Appropriation:

Water Pollution Control Revolving Account—	
Federal.....	\$56,000,000
Water Pollution Control Revolving Account—State	\$148,000,000
Subtotal Appropriation....	\$204,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$816,000,000
TOTAL	\$1,020,000,000

NEW SECTION. Sec. 3071. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Sunnyside Valley Irrigation District Water Conservation (40000111)

Appropriation:

State Building Construction Account—State	\$4,234,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$16,936,000
TOTAL	\$21,170,000

NEW SECTION. Sec. 3072. FOR THE DEPARTMENT OF ECOLOGY

2019-21 ASARCO Cleanup (40000114)

Appropriation:

Cleanup Settlement Account—State.....	\$6,800,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$15,650,000
TOTAL.....	\$22,450,000

NEW SECTION. Sec. 3073. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Reducing Toxic Diesel Emissions (40000115)

Appropriation:

Air Pollution Control Account—State....	\$1,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$2,000,000
TOTAL.....	\$3,000,000

NEW SECTION. Sec. 3074. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Centennial Clean Water Program (40000116)

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

(1) For projects involving repair, replacement, or improvement of a clean water infrastructure facility or other public works facility for which an investment grade efficiency audit is reasonably obtainable, the department of ecology must require as a contract condition that the project sponsor undertake an investment grade efficiency audit. The project sponsor may finance the costs of the audit as part of its centennial program grant.

(2) The agency must encourage local government use of federally funded clean water infrastructure programs operated by the United States department of agriculture rural development.

Appropriation:

State Building Construction Account—State	\$30,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$120,000,000
TOTAL.....	\$150,000,000

NEW SECTION. Sec. 3075. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Eastern Washington Clean Sites Initiative (40000117)

Appropriation:

Model Toxics Control Capital Account—State	\$12,110,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0

TOTAL \$12,110,000

NEW SECTION. Sec. 3076. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Reducing Toxic Wood Stove Emissions (40000126)

Appropriation:

Air Pollution Control Account—State ... \$2,500,000
Prior Biennia (Expenditures)..... \$0
Future Biennia (Projected Costs) \$0
TOTAL \$2,500,000

NEW SECTION. Sec. 3077. FOR THE DEPARTMENT OF ECOLOGY

Padilla Bay Federal Capital Projects (40000127)

Appropriation:

General Fund—Federal \$500,000
Prior Biennia (Expenditures)..... \$0
Future Biennia (Projected Costs) \$0
TOTAL \$500,000

NEW SECTION. Sec. 3078. FOR THE DEPARTMENT OF ECOLOGY

Mercury Switch Removal (40000128)

Appropriation:

Model Toxics Control Capital Account—State \$250,000
Prior Biennia (Expenditures)..... \$0
Future Biennia (Projected Costs) \$0
TOTAL \$250,000

NEW SECTION. Sec. 3079. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Floodplains by Design (40000129)

Appropriation:

State Building Construction Account—State \$50,400,000
Prior Biennia (Expenditures)..... \$0
Future Biennia (Projected Costs) \$200,000,000
TOTAL \$250,400,000

NEW SECTION. Sec. 3080. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Clean Up Toxics Sites – Puget Sound (40000130)

The appropriation in this section is subject to the following conditions and limitations: \$5,492,000 is provided solely for the Everett ASARCO cleanup to expedite the remediation of the residential properties, as well as conduct

post-remediation monitoring and complete storm drain cleaning.

Appropriation:

Model Toxics Control Capital Account—State \$12,767,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$0
TOTAL \$12,767,000

NEW SECTION. Sec. 3081. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Stormwater Financial Assistance Program (40000144)

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

(1) Appropriations in this section are provided solely for competitive grants to local governments implementing projects that reduce the impacts of stormwater on Washington state's waters.

(2) \$29,750,000 of the appropriation is provided solely for grants directed to areas of Puget Sound that will benefit southern resident killer whales.

Appropriation:

Model Toxics Control Stormwater Account—State \$44,000,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$160,000,000
TOTAL \$204,000,000

NEW SECTION. Sec. 3082. FOR THE DEPARTMENT OF ECOLOGY

2015 Drought Authority (40000146)

Appropriation:

State Drought Preparedness Account—State \$669,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$0
TOTAL \$669,000

NEW SECTION. Sec. 3083. FOR THE DEPARTMENT OF ECOLOGY

Waste Tire Pile Cleanup and Prevention (40000147)

Appropriation:

Waste Tire Removal Account—State \$1,000,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$4,000,000
TOTAL \$5,000,000

NEW SECTION. Sec. 3084. FOR THE DEPARTMENT OF ECOLOGY

Lacey HQ Roof Replacement (40000148)

Appropriation:

State Building Construction Account—State	\$3,089,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,089,000

NEW SECTION. Sec. 3085. FOR THE DEPARTMENT OF ECOLOGY

Healthy Housing Remediation Program (40000149)

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

(1) The appropriation is provided solely for the department to establish and administer a program to provide grants to persons intending to remediate contaminated real property for development of affordable housing, as defined in RCW 43.185A.010. The grants may only be used for:

(a) Integrated planning to fund studies and other activities necessary to facilitate the acquisition, remediation, and adaptive reuse of known or suspected contaminated real property for affordable housing development, including:

(i) The activities specified under RCW 70.105D.070(4)(e)(iv); and

(ii) Entry into development agreements pursuant to RCW 36.70B.170 through 36.70B.190 to accelerate the development of the contaminated real property into affordable housing; and

(b) Remediation of contaminated real property for affordable housing development.

(2) When prioritizing grants under this section, the department must consult with the department of commerce and consider at a minimum:

(a) The ability of the project to expedite the cleanup and reuse of the contaminated real property for affordable housing development;

(b) The extent to which the project leverages other public or private funding for the cleanup and reuse of the contaminated real property for affordable housing development;

(c) The suitability of the real property for affordable housing based on the threat posed by the contamination to human health;

(d) Whether the work to be funded under the grant is ready to proceed and be completed; and

(e) The distribution of grants throughout the state and among public and private entities.

(3) Any remediation of contaminated real property funded under this section must be performed:

(a) Under an agreed order or consent decree issued under chapter 70.105D RCW; and

(b) In accordance with the rules established under chapter 70.105D RCW.

(4) Prior to a grant recipient conveying any interest in the real property or entering into any leases, the real property must be restricted to affordable housing use for a period of no less than thirty years.

(a) The department may require a grant recipient to record an interest in the land in accordance with RCW 64.04.130 or use other means deemed by the department to be no less protective of the affordable housing use and interests of the department.

(b) Any grant recipient who refuses, without sufficient cause, to comply with this subsection shall be subject to enforcement pursuant to any agreement or chapter 70.105D RCW for the repayment, with interest, of funds provided under this section.

Appropriation:

Model Toxics Control Capital Account—State	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$20,000,000
TOTAL	\$25,000,000

NEW SECTION. Sec. 3086. FOR THE DEPARTMENT OF ECOLOGY

2019-21 State Match - Water Pollution Control Revolving Program (40000151)

Appropriation:

Water Pollution Control Revolving Account—State	\$12,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$48,000,000
TOTAL	\$60,000,000

NEW SECTION. Sec. 3087. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Columbia River Water Supply Development Program (40000152)

The appropriations in this section are subject to the following conditions and limitations: \$15,000,000 of the appropriation is provided solely to assist in designing, engineering and building the EL 22.1 surface water irrigation system, including a canal pump station, an electrical power substation, booster pump stations, and a large diameter full-sized pipeline sufficient to irrigate 16,000 acres, located north of Interstate-90 and east of Moses Lake, Washington from the east low canal to at least road W northeast, which would provide Columbia basin project irrigation water to the Odessa subarea to replace deep well irrigation in the declining aquifer as part of the Odessa groundwater replacement program. Any moneys received by

the east Columbia basin irrigation district from this act for the EL 22.1 must reduce in the same amount the proportionate share of uniform capital costs for the Odessa groundwater replacement program as administered by the district.

Appropriation:

Columbia River Basin Water Supply Revenue	
Recovery Account—State	\$2,400,000
State Building Construction Account—State	\$27,100,000
State Taxable Building Construction Account—State	\$10,500,000
Subtotal Appropriation	\$40,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$180,000,000
TOTAL	\$220,000,000

NEW SECTION. Sec. 3088. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Streamflow Restoration Program (40000177)

Appropriation:

Watershed Restoration and Enhancement Bond	
Account—State	\$40,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$160,000,000
TOTAL	\$200,000,000

NEW SECTION. Sec. 3089. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Yakima River Basin Water Supply (40000179)

Appropriation:

State Building Construction Account—State	\$40,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$340,000,000
TOTAL	\$380,000,000

NEW SECTION. Sec. 3090. FOR THE DEPARTMENT OF ECOLOGY

Zosel Dam Preservation (40000193)

Appropriation:

State Building Construction Account—State	\$217,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0

TOTAL.....\$217,000

NEW SECTION. Sec. 3091. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Protect Investments in Cleanup Remedies (40000194)

The appropriation in this section is subject to the following conditions and limitations: \$2,260,000 of the model toxics control capital account appropriation is provided solely for reimbursing the Lakewood water district for costs for the Ponders drinking water treatment system, including costs incurred prior to July 1, 2019.

Appropriation:

Model Toxics Control Capital Account—State	\$9,637,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$40,000,000
TOTAL	\$49,637,000

NEW SECTION. Sec. 3092. FOR THE DEPARTMENT OF ECOLOGY

Lacey HQ Facility Preservation Project—Minor Works (40000207)

Appropriation:

State Building Construction Account—State	\$250,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$250,000

NEW SECTION. Sec. 3093. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Chehalis Basin Strategy (40000209)

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

(1) Up to \$23,757,000 of the appropriation is for advancing the long-term strategy for the Chehalis basin projects to reduce flood damage and restore aquatic species including project level environmental review, data collection, engineering design of future construction projects, feasibility analysis, and engagement of state agencies, tribes, the office of Chehalis basin, and other parties.

(2) Up to \$49,450,000 of the appropriation is for construction of local priority flood protection and habitat restoration projects.

(3) The office of Chehalis basin board has discretion to allocate the funding between subsections (1) and (2) of this section if needed to meet the objectives of this appropriation; however, \$10,000,000 of the amounts in this section are provided solely for the final design, permitting, property acquisition, and construction of the Aberdeen

Hoquiam north shore levee and related stormwater conveyance and pump station upgrades.

(4) Up to one and a half percent of the appropriation provided in this section may be used by the recreation and conservation office to administer contracts associated with the subprojects funded through this section. Contract administration includes, but is not limited to: Drafting and amending contracts, reviewing and approving invoices, tracking expenditures, and performing field inspections to assess project status when conducting similar assessments related to other agency contracts in the same geographic area.

Appropriation:

State Building Construction Account—State	\$73,207,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$288,000,000
TOTAL	\$361,207,000

NEW SECTION. Sec. 3094. FOR THE DEPARTMENT OF ECOLOGY

Chemical Action Plan Implementation (40000210)

Appropriation:

Model Toxics Control Capital Account—State	\$3,704,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,704,000

NEW SECTION. Sec. 3095. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Remedial Action Grants (40000211)

Appropriation:

Model Toxics Control Capital Account—State	\$49,964,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$254,000,000
TOTAL	\$303,964,000

NEW SECTION. Sec. 3096. FOR THE DEPARTMENT OF ECOLOGY

Habitat Mitigation (91000007)

Reappropriation:

State Building Construction Account—State	\$47,000
Prior Biennia (Expenditures).....	\$2,802,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,849,000

NEW SECTION. Sec. 3097. FOR THE DEPARTMENT OF ECOLOGY

Clean Up Toxics Sites - Puget Sound (91000032)

Appropriation:

Model Toxics Control Capital Account—State	\$304,000
Prior Biennia (Expenditures)	\$8,966,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$9,270,000

NEW SECTION. Sec. 3098. FOR THE DEPARTMENT OF ECOLOGY

Skagit Mitigation (91000181)

Reappropriation:

State Building Construction Account—State	\$951,000
Prior Biennia (Expenditures)	\$1,274,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$2,225,000

NEW SECTION. Sec. 3099. FOR THE DEPARTMENT OF ECOLOGY

Integrated Planning Grant: Port Townsend (91000338)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3026, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$200,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$200,000

NEW SECTION. Sec. 3100. FOR THE DEPARTMENT OF ECOLOGY

Water Availability (91000343)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3011, chapter 298, Laws of 2018.

Reappropriation:

Watershed Restoration and Enhancement Bond	
Account—State	\$13,558,000
Prior Biennia (Expenditures)	\$42,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$13,600,000

NEW SECTION. Sec. 3101. FOR THE DEPARTMENT OF ECOLOGY

Skagit Water (91000347)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3012, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$2,500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,500,000

NEW SECTION. Sec. 3102. FOR THE DEPARTMENT OF ECOLOGY

Port of Port Angeles Stormwater (91000358)

The appropriation in this section is subject to the following conditions and limitations: \$250,000 is provided solely for the port of Port Angeles for archaeological excavations, design, and engineering for a stormwater pollution control system on industrial lands adjacent to the Tse-whit-zen tribal burial site in Port Angeles. Archaeological excavations must be completed in accordance with a permit issued by the department of archaeology and historic preservation and in consultation with the Lower Elwha Klallam tribe.

Appropriation:

Model Toxics Control Capital Account—State	\$250,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$250,000

NEW SECTION. Sec. 3103. FOR THE DEPARTMENT OF ECOLOGY

PFAS Pilot Project (91000359)

The appropriation in this section is subject to the following conditions and limitations: \$400,000 is provided solely for the department of ecology to continue the characterization of perfluoroalkyl and polyfluoroalkyl (PFAS) chemicals in source areas that impact the Issaquah valley aquifer and to design a pilot study for potential cleanup technologies. This work must be done in coordination with the local municipality and fire and rescue agency. The pilot plan shall help inform the development of statewide regulations for this contaminant.

Appropriation:

State Building Construction Account—State	\$400,000
Prior Biennia (Expenditures)	\$0

Future Biennia (Projected Costs)	\$0
TOTAL	\$400,000

NEW SECTION. Sec. 3104. FOR THE DEPARTMENT OF ECOLOGY

Storm Water Improvements (92000076)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3028, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$42,734,000
Prior Biennia (Expenditures)	\$54,266,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$97,000,000

NEW SECTION. Sec. 3105. FOR THE DEPARTMENT OF ECOLOGY

Floodplain Management and Control Grants (92000078)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3069, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

State Building Construction Account—State	\$4,834,000
Prior Biennia (Expenditures)	\$45,166,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$50,000,000

NEW SECTION. Sec. 3106. FOR THE DEPARTMENT OF ECOLOGY

Drought Response (92000142)

Reappropriation:

State Drought Preparedness Account—State	\$1,559,000
Prior Biennia (Expenditures)	\$5,164,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,723,000

NEW SECTION. Sec. 3107. FOR THE DEPARTMENT OF ECOLOGY

Port of Tacoma Arkema/Dunlap Mound (92000158)

Reappropriation:

State Building Construction Account—State	\$735,000
Prior Biennia (Expenditures)	\$2,165,000

Future Biennia (Projected Costs) \$0
 TOTAL \$2,900,000

NEW SECTION. Sec. 3108. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

Underground Storage Tank Capital Program Demonstration and Design (30000001)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3085, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

Pollution Liability Insurance Program Trust
 Account—State \$335,000
 Prior Biennia (Expenditures)..... \$1,465,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$1,800,000

NEW SECTION. Sec. 3109. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

Underground Storage Tank Capital Financial Assistance Program (30000002)

Reappropriation:

PLIA Underground Storage Tank Revolving Account—
 State..... \$3,683,000
 Prior Biennia (Expenditures)..... \$6,317,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$10,000,000

NEW SECTION. Sec. 3110. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

Leaking Tank Model Remedies (30000669)

Reappropriation:

State Building Construction Account—State \$1,102,000
 Prior Biennia (Expenditures)..... \$4,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$1,106,000

NEW SECTION. Sec. 3111. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

Underground Storage Tank Capital Financing Assistance Program 2019-21 (30000702)

Appropriation:

PLIA Underground Storage Tank Revolving Account—
 State..... \$12,500,000

Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$80,000,000
 TOTAL \$92,500,000

NEW SECTION. Sec. 3112. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

2019-21 Leaking Tank Model Remedies Activity (30000703)

Appropriation:

Pollution Liability Insurance Program Trust
 Account—State \$764,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$764,000

NEW SECTION. Sec. 3113. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

Underground Storage Tank Capital Financial Assistance Pgm 2017-19 (92000001)

Reappropriation:

PLIA Underground Storage Tank Revolving Account—
 State \$12,676,000
 Prior Biennia (Expenditures) \$24,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$12,700,000

NEW SECTION. Sec. 3114. FOR THE STATE PARKS AND RECREATION COMMISSION

Twin Harbors State Park: Renovation (30000086)

Reappropriation:

State Building Construction Account—State \$267,000
 Prior Biennia (Expenditures) \$229,000
 Future Biennia (Projected Costs)..... \$13,954,000
 TOTAL \$14,450,000

NEW SECTION. Sec. 3115. FOR THE STATE PARKS AND RECREATION COMMISSION

Fort Flagler - WW1 Historic Facilities Preservation (30000100)

Reappropriation:

State Building Construction Account—State \$1,091,000
 Prior Biennia (Expenditures) \$2,295,000
 Future Biennia (Projected Costs)..... \$1,963,000
 TOTAL \$5,349,000

NEW SECTION. Sec. 3116. FOR THE STATE PARKS AND RECREATION COMMISSION

Fort Simcoe - Historic Officers Quarters Renovation (30000155)

Reappropriation:

State Building Construction Account—State	\$292,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$292,000

NEW SECTION. Sec. 3117. FOR THE STATE PARKS AND RECREATION COMMISSION

Sun Lakes State Park: Dry Falls Campground Renovation (30000305)

Reappropriation:

State Building Construction Account—State	\$342,000
Prior Biennia (Expenditures).....	\$60,000
Future Biennia (Projected Costs)	\$7,442,000
TOTAL	\$7,884,000

NEW SECTION. Sec. 3118. FOR THE STATE PARKS AND RECREATION COMMISSION

Lake Chelan State Park Moorage Dock Pile Replacement (30000416)

Reappropriation:

State Building Construction Account—State	\$1,596,000
Prior Biennia (Expenditures).....	\$242,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,838,000

NEW SECTION. Sec. 3119. FOR THE STATE PARKS AND RECREATION COMMISSION

Marine Facilities - Various Locations Moorage Float Replacement (30000496)

Reappropriation:

State Building Construction Account—State	\$111,000
Prior Biennia (Expenditures).....	\$458,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$569,000

NEW SECTION. Sec. 3120. FOR THE STATE PARKS AND RECREATION COMMISSION

Willapa Hills Trail Develop Safe Multi-Use Trail Crossing at SR 6 (30000519)

Reappropriation:

State Building Construction Account—State\$25,000

Appropriation:

State Building Construction Account—State	\$4,961,000
Prior Biennia (Expenditures)	\$397,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$5,383,000

NEW SECTION. Sec. 3121. FOR THE STATE PARKS AND RECREATION COMMISSION

Schafer Relocate Campground (30000532)

Reappropriation:

State Building Construction Account—State\$433,000

Appropriation:

State Building Construction Account—State	\$4,024,000
Prior Biennia (Expenditures)	\$309,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$4,766,000

NEW SECTION. Sec. 3122. FOR THE STATE PARKS AND RECREATION COMMISSION

Beacon Rock Entrance Road Realignment (30000647)

Reappropriation:

State Building Construction Account—State	\$215,000
Prior Biennia (Expenditures)	\$151,000
Future Biennia (Projected Costs).....	\$9,050,000
TOTAL	\$9,416,000

NEW SECTION. Sec. 3123. FOR THE STATE PARKS AND RECREATION COMMISSION

Goldendale Observatory - Expansion (30000709)

Reappropriation:

State Building Construction Account—State	\$551,000
Prior Biennia (Expenditures)	\$4,793,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$5,344,000

NEW SECTION. Sec. 3124. FOR THE STATE PARKS AND RECREATION COMMISSION

Steamboat Rock Build Dunes Campground (30000729)

Reappropriation:

State Building Construction Account—State \$2,437,000

Appropriation:

State Building Construction Account—State \$666,000

Prior Biennia (Expenditures)..... \$1,062,000

Future Biennia (Projected Costs) \$0

TOTAL \$4,165,000

NEW SECTION. Sec. 3125. FOR THE STATE PARKS AND RECREATION COMMISSION

Kopachuck Day Use Development (30000820)

Reappropriation:

State Building Construction Account—State \$5,190,000

Prior Biennia (Expenditures)..... \$726,000

Future Biennia (Projected Costs) \$0

TOTAL \$5,916,000

NEW SECTION. Sec. 3126. FOR THE STATE PARKS AND RECREATION COMMISSION

Clean Vessel Boating Pump-Out Grants (30000856)

Reappropriation:

General Fund—Federal \$1,000,000

Appropriation:

General Fund—Federal \$2,600,000

Prior Biennia (Expenditures)..... \$4,200,000

Future Biennia (Projected Costs) \$10,400,000

TOTAL \$18,200,000

NEW SECTION. Sec. 3127. FOR THE STATE PARKS AND RECREATION COMMISSION

Local Grant Authority (30000857)

Reappropriation:

Parks Renewal and Stewardship Account—
Private/Local \$1,000,000

Appropriation:

Parks Renewal and Stewardship Account—
Private/Local \$2,000,000

Prior Biennia (Expenditures)..... \$1,200,000

Future Biennia (Projected Costs) \$8,000,000

TOTAL \$12,200,000

NEW SECTION. Sec. 3128. FOR THE STATE PARKS AND RECREATION COMMISSION

Federal Grant Authority (30000858)

Reappropriation:

General Fund—Federal\$350,000

Appropriation:

General Fund—Federal\$750,000

Prior Biennia (Expenditures)\$2,150,000

Future Biennia (Projected Costs).....\$3,000,000

TOTAL\$6,250,000

NEW SECTION. Sec. 3129. FOR THE STATE PARKS AND RECREATION COMMISSION

Fort Worden - Replace Failing Sewer Lines (30000860)

Reappropriation:

State Building Construction Account—State\$1,493,000

Prior Biennia (Expenditures)\$1,061,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$2,554,000

NEW SECTION. Sec. 3130. FOR THE STATE PARKS AND RECREATION COMMISSION

Sequim Bay Address Failing Retaining Wall (30000861)

Reappropriation:

State Building Construction Account—State\$735,000

Prior Biennia (Expenditures)\$387,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$1,122,000

NEW SECTION. Sec. 3131. FOR THE STATE PARKS AND RECREATION COMMISSION

Lake Sammamish Dock Grant Match (30000872)

Reappropriation:

State Building Construction Account—State\$959,000

Prior Biennia (Expenditures)\$141,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$1,100,000

NEW SECTION. Sec. 3132. FOR THE STATE PARKS AND RECREATION COMMISSION

Birch Bay - Replace Failing Bridge (30000876)

Reappropriation:

State Building Construction Account—State\$100,000

Prior Biennia (Expenditures)\$237,000

Future Biennia (Projected Costs)\$0
 TOTAL \$337,000

NEW SECTION. Sec. 3133. FOR THE STATE PARKS AND RECREATION COMMISSION

Fort Worden - Pier & Marine Learning Center Improve or Replace (30000950)

Reappropriation:

State Building Construction Account—State \$613,000
 Prior Biennia (Expenditures)..... \$121,000
 Future Biennia (Projected Costs) \$5,269,000
 TOTAL \$6,003,000

NEW SECTION. Sec. 3134. FOR THE STATE PARKS AND RECREATION COMMISSION

Field Spring Replace Failed Sewage Syst & Non-ADA Comfort Station (30000951)

Reappropriation:

State Building Construction Account—State \$1,123,000
 Prior Biennia (Expenditures)..... \$145,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$1,268,000

NEW SECTION. Sec. 3135. FOR THE STATE PARKS AND RECREATION COMMISSION

Mount Spokane - Maintenance Facility Relocation from Harms Way (30000959)

Reappropriation:

State Building Construction Account—State \$1,921,000
 Prior Biennia (Expenditures)..... \$587,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$2,508,000

NEW SECTION. Sec. 3136. FOR THE STATE PARKS AND RECREATION COMMISSION

Sun Lakes - Dry Falls - Upgrade Failing Water Supply Systems (30000962)

Reappropriation:

State Building Construction Account—State \$644,000
 Prior Biennia (Expenditures)..... \$106,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$750,000

NEW SECTION. Sec. 3137. FOR THE STATE PARKS AND RECREATION COMMISSION

Statewide - Depression Era Structures Restoration Assessment (30000966)

Reappropriation:

State Building Construction Account—State\$186,000
 Prior Biennia (Expenditures)\$1,086,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$1,272,000

NEW SECTION. Sec. 3138. FOR THE STATE PARKS AND RECREATION COMMISSION

Dash Point - Replace Bridge (Pedestrian) (30000972)

Reappropriation:

State Building Construction Account—State\$468,000
 Prior Biennia (Expenditures)\$279,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$747,000

NEW SECTION. Sec. 3139. FOR THE STATE PARKS AND RECREATION COMMISSION

Minor Works Program (30000975)

Reappropriation:

State Building Construction Account—State\$105,000
 Prior Biennia (Expenditures)\$386,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$491,000

NEW SECTION. Sec. 3140. FOR THE STATE PARKS AND RECREATION COMMISSION

Parkland Acquisition (30000976)

Appropriation:

Parkland Acquisition Account—State\$2,000,000
 Prior Biennia (Expenditures)\$2,240,000
 Future Biennia (Projected Costs).....\$8,000,000
 TOTAL\$12,240,000

NEW SECTION. Sec. 3141. FOR THE STATE PARKS AND RECREATION COMMISSION

Minor Works - Health and Safety (30000977)

Reappropriation:

State Building Construction Account—State\$402,000
 Prior Biennia (Expenditures)\$647,000
 Future Biennia (Projected Costs)..... \$0

TOTAL \$1,049,000

NEW SECTION. Sec. 3142. FOR THE STATE PARKS AND RECREATION COMMISSION

Minor Works - Facilities and Infrastructure (30000978)

Reappropriation:

State Building Construction Account—State \$1,981,000

Prior Biennia (Expenditures)..... \$2,610,000

Future Biennia (Projected Costs) \$0

TOTAL \$4,591,000

NEW SECTION. Sec. 3143. FOR THE STATE PARKS AND RECREATION COMMISSION

Minor Works—Program (30000979)

Reappropriation:

State Building Construction Account—State \$646,000

Prior Biennia (Expenditures)..... \$845,000

Future Biennia (Projected Costs) \$0

TOTAL \$1,491,000

NEW SECTION. Sec. 3144. FOR THE STATE PARKS AND RECREATION COMMISSION

Moran Summit Learning Center - Interpretive Facility (30000980)

Reappropriation:

State Building Construction Account—State \$903,000

Prior Biennia (Expenditures)..... \$112,000

Future Biennia (Projected Costs) \$0

TOTAL \$1,015,000

NEW SECTION. Sec. 3145. FOR THE STATE PARKS AND RECREATION COMMISSION

Penrose Point Sewer Improvements (30000981)

Reappropriation:

State Building Construction Account—State \$320,000

Prior Biennia (Expenditures)..... \$130,000

Future Biennia (Projected Costs) \$0

TOTAL \$450,000

NEW SECTION. Sec. 3146. FOR THE STATE PARKS AND RECREATION COMMISSION

Palouse Falls Day Use Area Renovation (30000983)

Reappropriation:

State Building Construction Account—State \$220,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL \$220,000

NEW SECTION. Sec. 3147. FOR THE STATE PARKS AND RECREATION COMMISSION

Lake Sammamish Sunset Beach Picnic Area (30000984)

Reappropriation:

State Building Construction Account—State \$2,615,000

Prior Biennia (Expenditures) \$145,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$2,760,000

NEW SECTION. Sec. 3148. FOR THE STATE PARKS AND RECREATION COMMISSION

Statewide Water System Renovation (30001016)

Reappropriation:

State Building Construction Account—State \$264,000

Prior Biennia (Expenditures) \$236,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$500,000

NEW SECTION. Sec. 3149. FOR THE STATE PARKS AND RECREATION COMMISSION

Statewide Septic System Renovation (30001017)

Reappropriation:

State Building Construction Account—State \$65,000

Prior Biennia (Expenditures) \$185,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$250,000

NEW SECTION. Sec. 3150. FOR THE STATE PARKS AND RECREATION COMMISSION

Statewide Electrical System Renovation (30001018)

Reappropriation:

State Building Construction Account—State \$462,000

Prior Biennia (Expenditures) \$288,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$750,000

NEW SECTION. Sec. 3151. FOR THE STATE PARKS AND RECREATION COMMISSION

Statewide - ADA Compliance (30000985)

TOTAL\$2,695,000

Reappropriation:

State Building Construction Account—State \$467,000
 Prior Biennia (Expenditures)..... \$533,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$1,000,000

NEW SECTION. Sec. 3152. FOR THE STATE PARKS AND RECREATION COMMISSION

Statewide New Park (30001019)

Reappropriation:

State Building Construction Account—State \$267,000
 Prior Biennia (Expenditures)..... \$46,000
 Future Biennia (Projected Costs) \$20,006,000
 TOTAL \$20,319,000

NEW SECTION. Sec. 3153. FOR THE STATE PARKS AND RECREATION COMMISSION

Fort Worden Replace Failing Water Lines (30001022)

Reappropriation:

State Building Construction Account—State \$214,000
 Prior Biennia (Expenditures)..... \$163,000
 Future Biennia (Projected Costs) \$2,013,000
 TOTAL \$2,390,000

NEW SECTION. Sec. 3154. FOR THE STATE PARKS AND RECREATION COMMISSION

Step toe Butte Road Improvements (30001076)

Reappropriation:

State Building Construction Account—State \$466,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$466,000

NEW SECTION. Sec. 3155. FOR THE STATE PARKS AND RECREATION COMMISSION

Cape Disappointment North Head Buildings and Ground Improvements (40000005)

Reappropriation:

State Building Construction Account—State \$469,000
 Prior Biennia (Expenditures)..... \$2,226,000
 Future Biennia (Projected Costs) \$0

NEW SECTION. Sec. 3156. FOR THE STATE PARKS AND RECREATION COMMISSION

Statewide Fish Barrier Removal (40000010)

Reappropriation:

State Building Construction Account—State \$53,000

Appropriation:

State Building Construction Account—State \$1,605,000
 Prior Biennia (Expenditures) \$247,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$1,905,000

NEW SECTION. Sec. 3157. FOR THE STATE PARKS AND RECREATION COMMISSION

Statewide Electric Vehicle Charging Stations (40000016)

Appropriation:

State Building Construction Account—State \$200,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$1,600,000
 TOTAL \$1,800,000

NEW SECTION. Sec. 3158. FOR THE STATE PARKS AND RECREATION COMMISSION

Moran - Major Park Renovation (40000020)

Appropriation:

State Building Construction Account—State \$294,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$21,026,000
 TOTAL \$21,320,000

NEW SECTION. Sec. 3159. FOR THE STATE PARKS AND RECREATION COMMISSION

Preservation Minor Works 2019-21 (40000151)

Appropriation:

State Building Construction Account—State \$4,447,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$4,447,000

NEW SECTION. Sec. 3160. FOR THE STATE PARKS AND RECREATION COMMISSION

Nisqually New Full Service Park (40000153)

Appropriation:

State Building Construction Account—State	\$2,994,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$17,700,000
TOTAL	\$20,694,000

NEW SECTION. Sec. 3161. FOR THE STATE PARKS AND RECREATION COMMISSION

Comfort Station Pilot Project (91000433)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3043, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$1,063,000
Prior Biennia (Expenditures).....	\$104,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,167,000

NEW SECTION. Sec. 3162. FOR THE STATE PARKS AND RECREATION COMMISSION

State Parks Capital Preservation Pool (92000014)

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

(1) Funding in this section is provided solely for a pool of eligible projects owned by the state parks and recreation commission.

(2) The following projects are the only projects eligible for funding in this section:

- (a) Birch Bay - Replace Failing;
- (b) Deception Pass - Bowman Bay Pier Replacement;
- (c) Fort Casey - Lighthouse Historic Preservation;
- (d) Fort Worden - Housing Areas Exterior Improvements;
- (e) Fort Worden Historic Building Roof Replacements;
- (f) Fort Worden Replace Failing Water Lines;
- (g) Kopachuck Day Use Development;
- (h) Pearygin Lake Consolidated Park Access;
- (i) Palouse Falls Day Use Area Renovation;
- (j) Statewide - ADA Compliance 2019-21;
- (k) Statewide - Code/Regulatory Compliance 2019-

21;

(l) Statewide - Facility & Infrastructure Backlog Reduction 2019-21;

(m) Statewide - Marine Facilities Rehabilitation;

(n) Steptoe Butte Road Improvements;

(o) Sun Lakes State Park: Dry Falls Campground Renovation;

(p) Lyons Ferry Campground Reestablishment;

(q) Cape Disappointment North Head Lighthouse Area Bldgs and Grounds;

(r) Fort Flagler - WW1 Historic Facilities Preservation;

(s) Fort Simcoe - Historic Officers Quarters Renovation; and

(t) Sun Lakes - Dry Falls Visitor's Center Renovation.

(3) The department shall report to the governor and the appropriate committees of the legislature the list of projects with funding levels, allotments, and schedules for the projects in this section by January 1, 2020.

Appropriation:

State Building Construction Account—State	\$31,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$31,000,000

NEW SECTION. Sec. 3163. FOR THE STATE PARKS AND RECREATION COMMISSION

St. Edward Environmental Education and Research Center (92000016)

Appropriation:

State Building Construction Account—State	\$750,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$750,000

NEW SECTION. Sec. 3164. FOR THE RECREATION AND CONSERVATION OFFICE

Washington Wildlife Recreation Grants (30000002)

Reappropriation:

Habitat Conservation Account—State	\$65,000
Prior Biennia (Expenditures)	\$69,380,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$69,445,000

NEW SECTION. Sec. 3165. FOR THE RECREATION AND CONSERVATION OFFICE

Washington Wildlife Recreation Grants (30000139)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is provided solely for the list of projects in LEAP capital document No. 2011-3A, developed May 24, 2011.

Reappropriation:

Outdoor Recreation Account—State \$886,000
 Prior Biennia (Expenditures)..... \$41,114,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$42,000,000

NEW SECTION. Sec. 3166. FOR THE RECREATION AND CONSERVATION OFFICE

Salmon Recovery Funding Board Programs (30000140)

Reappropriation:

General Fund—Federal \$1,901,000
 Prior Biennia (Expenditures)..... \$68,161,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$70,062,000

NEW SECTION. Sec. 3167. FOR THE RECREATION AND CONSERVATION OFFICE

Washington Wildlife Recreation Grants (30000205)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3161, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

Outdoor Recreation Account—State \$3,010,000
 Farm and Forest Account—State \$1,332,000
 Riparian Protection Account—State \$504,000
 Habitat Conservation Account—State ... \$3,761,000
 Subtotal Reappropriation..... \$8,607,000
 Prior Biennia (Expenditures)..... \$56,393,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$65,000,000

NEW SECTION. Sec. 3168. FOR THE RECREATION AND CONSERVATION OFFICE

Salmon Recovery Funding Board Programs (30000206)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3162, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

General Fund—Federal \$7,650,000

Prior Biennia (Expenditures)\$67,350,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$75,000,000

NEW SECTION. Sec. 3169. FOR THE RECREATION AND CONSERVATION OFFICE

Aquatic Lands Enhancement Account (30000210)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation in this section is provided solely for the list of projects in LEAP capital document No. 2013-2B, developed April 10, 2013.

Reappropriation:

Aquatic Lands Enhancement Account—State\$232,000
 Prior Biennia (Expenditures)\$5,768,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$6,000,000

NEW SECTION. Sec. 3170. FOR THE RECREATION AND CONSERVATION OFFICE

Puget Sound Acquisition and Restoration (30000211)

Reappropriation:

State Building Construction Account—State\$7,640,000
 Prior Biennia (Expenditures)\$62,360,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$70,000,000

NEW SECTION. Sec. 3171. FOR THE RECREATION AND CONSERVATION OFFICE

Puget Sound Estuary and Salmon Restoration Program (30000212)

Reappropriation:

State Building Construction Account—State\$481,000
 Prior Biennia (Expenditures)\$9,519,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$10,000,000

NEW SECTION. Sec. 3172. FOR THE RECREATION AND CONSERVATION OFFICE

Land and Water Conservation (30000216)

Reappropriation:

General Fund—Federal\$1,404,000
 Prior Biennia (Expenditures)\$2,596,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$4,000,000

NEW SECTION. Sec. 3173. FOR THE RECREATION AND CONSERVATION OFFICE

Washington Wildlife Recreation Grants (30000220)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations in this section are provided solely for the list of projects in LEAP capital document No. 2015-1, developed June 30, 2015.

Reappropriation:

Outdoor Recreation Account—State.....	\$4,225,000
Farm and Forest Account—State	\$1,644,000
Riparian Protection Account—State	\$1,510,000
Habitat Conservation Account—State ...	\$5,486,000
Subtotal Reappropriation...	\$12,865,000
Prior Biennia (Expenditures).....	\$42,458,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$55,323,000

NEW SECTION. Sec. 3174. FOR THE RECREATION AND CONSERVATION OFFICE

Salmon Recovery Funding Board Programs (30000221)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3164, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

General Fund—Federal	\$17,139,000
State Building Construction Account—State	\$2,973,000
Subtotal Reappropriation...	\$20,112,000
Prior Biennia (Expenditures).....	\$46,388,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$66,500,000

NEW SECTION. Sec. 3175. FOR THE RECREATION AND CONSERVATION OFFICE

Boating Facilities Program (30000222)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3024, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

Recreation Resources Account—State.....	\$191,000
Prior Biennia (Expenditures).....	\$14,019,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$14,210,000

NEW SECTION. Sec. 3176. FOR THE RECREATION AND CONSERVATION OFFICE

Nonhighway Off-Road Vehicle Activities (30000223)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3025, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

NOVA Program Account—State.....	\$465,000
Prior Biennia (Expenditures)	\$10,705,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$11,170,000

NEW SECTION. Sec. 3177. FOR THE RECREATION AND CONSERVATION OFFICE

Youth Athletic Facilities (30000224)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3167, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

State Building Construction Account—State	\$1,494,000
Prior Biennia (Expenditures)	\$8,506,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$10,000,000

NEW SECTION. Sec. 3178. FOR THE RECREATION AND CONSERVATION OFFICE

Aquatic Lands Enhancement Account (30000225)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation in this section is provided solely for the list of projects in LEAP capital document No. 2015-2, developed June 30, 2015.

Reappropriation:

Aquatic Lands Enhancement Account—State	\$1,044,000
Prior Biennia (Expenditures)	\$4,225,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$5,269,000

NEW SECTION. Sec. 3179. FOR THE RECREATION AND CONSERVATION OFFICE

Puget Sound Acquisition and Restoration (30000226)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3169, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

State Building Construction Account—State	\$7,611,000
Prior Biennia (Expenditures)	\$29,389,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$37,000,000

NEW SECTION. Sec. 3180. FOR THE RECREATION AND CONSERVATION OFFICE

Puget Sound Estuary and Salmon Restoration Program (30000227)

Reappropriation:

State Building Construction Account—State	\$3,284,000
Prior Biennia (Expenditures)	\$4,716,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,000,000

NEW SECTION. Sec. 3181. FOR THE RECREATION AND CONSERVATION OFFICE

Firearms and Archery Range Recreation (30000228)

Reappropriation:

Firearms Range Account—State	\$81,000
Prior Biennia (Expenditures)	\$499,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$580,000

NEW SECTION. Sec. 3182. FOR THE RECREATION AND CONSERVATION OFFICE

Recreational Trails Program (30000229)

Reappropriation:

General Fund—Federal	\$1,002,000
Prior Biennia (Expenditures)	\$3,998,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 3183. FOR THE RECREATION AND CONSERVATION OFFICE

Boating Infrastructure Grants (30000230)

Reappropriation:

General Fund—Federal	\$1,235,000
Prior Biennia (Expenditures)	\$965,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,200,000

NEW SECTION. Sec. 3184. FOR THE RECREATION AND CONSERVATION OFFICE

Land and Water Conservation (30000231)

Reappropriation:

General Fund—Federal	\$1,738,000
Prior Biennia (Expenditures)	\$2,262,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,000,000

NEW SECTION. Sec. 3185. FOR THE RECREATION AND CONSERVATION OFFICE

Family Forest Fish Passage Program (30000233)

Reappropriation:

State Building Construction Account—State	\$239,000
Prior Biennia (Expenditures)	\$4,761,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 3186. FOR THE RECREATION AND CONSERVATION OFFICE

Salmon Recovery Funding Board Programs (30000408)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3070, chapter 2, Laws of 2018.

Reappropriation:

General Fund—Federal	\$44,171,000
State Building Construction Account—State	\$11,775,000
Subtotal Reappropriation	\$55,946,000
Prior Biennia (Expenditures)	\$13,765,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$69,711,000

NEW SECTION. Sec. 3187. FOR THE RECREATION AND CONSERVATION OFFICE

2017-19 Washington Wildlife Recreation Grants (30000409)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation in this section is provided solely for the list of projects in LEAP capital document No. 2017-42, developed July 20, 2017, and LEAP capital document No. 2018-6H, developed January 3, 2018.

Reappropriation:

Outdoor Recreation Account—State	\$29,705,000
Farm and Forest Account—State	\$6,992,000
Habitat Conservation Account—State	\$27,817,000

Subtotal Reappropriation... \$64,514,000
 Prior Biennia (Expenditures)..... \$15,486,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$80,000,000

NEW SECTION. Sec. 3188. FOR THE RECREATION AND CONSERVATION OFFICE

Boating Facilities Program (30000410)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3072, chapter 2, Laws of 2018.

Reappropriation:

Recreation Resources Account—State. \$15,085,000
 Prior Biennia (Expenditures)..... \$2,090,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$17,175,000

NEW SECTION. Sec. 3189. FOR THE RECREATION AND CONSERVATION OFFICE

Nonhighway Off-Road Vehicle Activities (30000411)

Reappropriation:

NOVA Program Account—State \$11,352,000
 Prior Biennia (Expenditures)..... \$1,843,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$13,195,000

NEW SECTION. Sec. 3190. FOR THE RECREATION AND CONSERVATION OFFICE

Youth Athletic Facilities (30000412)

Reappropriation:

State Building Construction Account—State \$3,262,000
 Prior Biennia (Expenditures)..... \$815,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$4,077,000

NEW SECTION. Sec. 3191. FOR THE RECREATION AND CONSERVATION OFFICE

Aquatic Lands Enhancement Account (30000413)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation in this section is provided solely for the list of projects in LEAP capital document No. 2018-9H, developed March 5, 2018.

Reappropriation:

Aquatic Lands Enhancement Account—State \$1,360,000

State Building Construction Account—State\$8,794,000

Subtotal Reappropriation ...\$10,154,000

Prior Biennia (Expenditures)\$2,131,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$12,285,000

NEW SECTION. Sec. 3192. FOR THE RECREATION AND CONSERVATION OFFICE

Puget Sound Acquisition and Restoration (30000414)

Reappropriation:

State Building Construction Account—State\$35,097,000
 Prior Biennia (Expenditures)\$4,903,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$40,000,000

NEW SECTION. Sec. 3193. FOR THE RECREATION AND CONSERVATION OFFICE

Puget Sound Estuary and Salmon Restoration Program (30000415)

Reappropriation:

State Building Construction Account—State\$6,315,000
 Prior Biennia (Expenditures)\$1,685,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$8,000,000

NEW SECTION. Sec. 3194. FOR THE RECREATION AND CONSERVATION OFFICE

Firearms and Archery Range Recreation (30000416)

Reappropriation:

Firearms Range Account—State\$762,000
 Prior Biennia (Expenditures)\$51,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$813,000

NEW SECTION. Sec. 3195. FOR THE RECREATION AND CONSERVATION OFFICE

Recreational Trails Program (30000417)

Reappropriation:

General Fund—Federal\$4,283,000
 Prior Biennia (Expenditures)\$717,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$5,000,000

NEW SECTION. Sec. 3196. FOR THE RECREATION AND CONSERVATION OFFICE

Boating Infrastructure Grants (30000418)

Reappropriation:

General Fund—Federal	\$1,650,000
Prior Biennia (Expenditures).....	\$550,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,200,000

NEW SECTION. Sec. 3197. FOR THE RECREATION AND CONSERVATION OFFICE

Land and Water Conservation (30000419)

Reappropriation:

General Fund—Federal	\$3,400,000
Prior Biennia (Expenditures).....	\$600,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,000,000

NEW SECTION. Sec. 3198. FOR THE RECREATION AND CONSERVATION OFFICE

Washington Coastal Restoration Initiative (30000420)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3082, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$10,860,000
Prior Biennia (Expenditures).....	\$1,640,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$12,500,000

NEW SECTION. Sec. 3199. FOR THE RECREATION AND CONSERVATION OFFICE

Family Forest Fish Passage Program (40000001)

Reappropriation:

State Building Construction Account—State	\$3,235,000
Prior Biennia (Expenditures).....	\$1,765,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 3200. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Washington Wildlife Recreation Grants (40000002)

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

(1) Except as provided in subsection (2) of this section, the appropriations in this section are provided solely for the list of projects identified in LEAP capital document No. 2019-5H, developed April 27, 2019.

(2) The remaining portion of the farm and forest account—state appropriation is provided solely for the prioritized list of projects to be provided by the recreation and conservation office by November 1, 2019, pursuant to RCW 79A.15.130, and the appropriated funds may be spent after the office provides the list.

Appropriation:

Outdoor Recreation Account—State	\$38,250,000
Farm and Forest Account—State.....	\$8,500,000
Habitat Conservation Account—State	\$38,250,000
Subtotal Appropriation	\$85,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$320,000,000
TOTAL	\$405,000,000

NEW SECTION. Sec. 3201. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Salmon Recovery Funding Board Programs (40000004)

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

(1) \$2,400,000 of the state building construction account—state appropriation is provided solely to maintain the lead entity program as described in chapter 77.85 RCW.

(2) \$640,000 of the state building construction account—state appropriation is provided solely for regional fisheries enhancement groups created in RCW 77.95.060.

Appropriation:

General Fund—Federal	\$50,000,000
State Building Construction Account—State	\$25,000,000
Subtotal Appropriation	\$75,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$300,000,000
TOTAL	\$375,000,000

NEW SECTION. Sec. 3202. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Boating Facilities Program (40000005)

Appropriation:

Recreation Resources Account—State	\$17,872,000
Prior Biennia (Expenditures)	\$0

Future Biennia (Projected Costs) \$71,488,000
 TOTAL \$89,360,000

NEW SECTION. Sec. 3203. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Nonhighway Off-Road Vehicle Activities (40000006)

Appropriation:

NOVA Program Account—State \$11,411,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$55,644,000
 TOTAL \$67,055,000

NEW SECTION. Sec. 3204. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Youth Athletic Facilities (40000007)

Appropriation:

State Building Construction Account—State \$12,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$20,000,000
 TOTAL \$32,000,000

NEW SECTION. Sec. 3205. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Aquatic Lands Enhancement Account (40000008)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the list of projects identified in LEAP capital document No. 2019-6H, developed April 27, 2019.

Appropriation:

State Building Construction Account—State \$6,600,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$6,600,000

NEW SECTION. Sec. 3206. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Puget Sound Acquisition and Restoration (40000009)

Appropriation:

State Building Construction Account—State \$49,507,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$160,000,000
 TOTAL \$209,507,000

NEW SECTION. Sec. 3207. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Puget Sound Estuary and Salmon Restoration Program (40000010)

Appropriation:

State Building Construction Account—State \$10,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$40,000,000
 TOTAL \$50,000,000

NEW SECTION. Sec. 3208. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Washington Coastal Restoration Initiative (40000011)

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

(1) The appropriation in this section is provided solely for the list of projects identified in LEAP capital document No. 2019-7H, developed April 27, 2019.

(2) The agency may retain a portion of the funds appropriated in this section for the administration of the grants. The portion of the funds retained for administration may not exceed 4.12 percent of the appropriation.

Appropriation:

State Building Construction Account—State \$12,086,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$49,752,000
 TOTAL \$61,838,000

NEW SECTION. Sec. 3209. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Brian Abbott Fish Barrier Removal Board (40000012)

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

(1) The appropriation in this section is provided solely for the list of projects identified in LEAP capital document No. 2019-8H, developed April 27, 2019.

(2) The board may retain a portion of the funds appropriated for this section for its office for the administration of the grants. The portion of the funds retained for administration may not exceed 3.0 percent of the appropriation.

(3) The department of fish and wildlife may retain a portion of the funds appropriated for this section for the Brian Abbott fish barrier removal board for technical assistance in developing projects for consideration. The portion of the funds retained for technical assistance may not exceed 4.12 percent of the appropriation.

Appropriation:
 State Building Construction Account—State
 \$26,491,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$26,491,000

NEW SECTION. Sec. 3210. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Firearms and Archery Range (40000013)

Appropriation:
 Firearms Range Account—State \$735,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$2,940,000
 TOTAL \$3,675,000

NEW SECTION. Sec. 3211. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Recreational Trails Program (40000014)

Appropriation:
 General Fund—Federal \$5,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$20,000,000
 TOTAL \$25,000,000

NEW SECTION. Sec. 3212. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Boating Infrastructure Grants (40000015)

Appropriation:
 General Fund—Federal \$2,200,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$8,800,000
 TOTAL \$11,000,000

NEW SECTION. Sec. 3213. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 - Land and Water Conservation Fund (40000016)

Appropriation:
 General Fund—Federal \$6,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$24,000,000
 TOTAL \$30,000,000

NEW SECTION. Sec. 3214. FOR THE RECREATION AND CONSERVATION OFFICE

2019-21 Family Forest Fish Passage Program (40000017)

Appropriation:
 State Building Construction Account—State
 \$5,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$20,000,000
 TOTAL \$25,000,000

NEW SECTION. Sec. 3215. FOR THE RECREATION AND CONSERVATION OFFICE

Coastal Restoration Grants (91000448)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3177, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:
 State Building Construction Account—State
 \$1,346,000
 Prior Biennia (Expenditures) \$9,839,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$11,185,000

NEW SECTION. Sec. 3216. FOR THE RECREATION AND CONSERVATION OFFICE

Brian Abbott Fish Passage Barrier Removal Board (91000566)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3085, chapter 2, Laws of 2018.

Reappropriation:
 State Building Construction Account—State
 \$18,076,000
 Prior Biennia (Expenditures) \$1,671,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$19,747,000

NEW SECTION. Sec. 3217. FOR THE RECREATION AND CONSERVATION OFFICE

Upper Quinault River Restoration Phase 3 (WCRI) (910000958)

Appropriation:
 State Building Construction Account—State
 \$2,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$2,000,000

NEW SECTION. Sec. 3218. FOR THE RECREATION AND CONSERVATION OFFICE

Recreation & Conservation Office Recreation Grants (92000131)

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

(1) The reappropriations are subject to the provisions of section 3086, chapter 2, Laws of 2018.

(2) A maximum of \$615,000 of unused funds in this appropriation may be used for replacement and repair of dock facilities available for public use at Van Riper marina, without requiring matching resources, and provided that a grant and lease term of 30 years is offered to the recipient from the state.

Reappropriation:

State Building Construction Account—State	\$14,559,000
Outdoor Recreation Account—State	\$1,337,000
Subtotal Reappropriation...	\$15,896,000
Prior Biennia (Expenditures).....	\$18,885,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$34,781,000

NEW SECTION. Sec. 3219. FOR THE RECREATION AND CONSERVATION OFFICE

Community Forest Pilot (92000447)

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

(1) The appropriation in this section is provided solely for a community forest pilot program, including the following list of projects:

Mt. Adams Community Forest, Outlet Creek Tract	\$213,000
Gold Hill Community Forest.....	\$676,000

(2) The office may retain up to 4.0 percent of the appropriation for administrative costs, including costs for activities related to subsection (3) of this section.

(3) The office must assist Chelan county and other stakeholders to develop a management plan for potential future community forests, including the Nason Ridge community forest. The management plan for the Nason Ridge community forest must be submitted to the governor and the appropriate committees of the legislature by December 1, 2019.

Appropriation:

State Building Construction Account—State	\$925,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0

TOTAL.....\$925,000

NEW SECTION. Sec. 3220. FOR THE STATE CONSERVATION COMMISSION

Match for Federal RCPP Program (30000017)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3033, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

General Fund—Federal	\$1,600,000
State Building Construction Account—State	\$1,465,000
Subtotal Reappropriation	\$3,065,000
Prior Biennia (Expenditures)	\$3,810,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$6,875,000

NEW SECTION. Sec. 3221. FOR THE STATE CONSERVATION COMMISSION

2019-21 Improve Shellfish Growing Areas (40000004)

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

(1) \$1,000,000 of the appropriation is provided solely for continuing erosion control at North Cove, including beach restoration, erosion control, sediment abatement, soft berm, and dynamic revetment projects.

(2) Up to five percent of the appropriation provided in this section may be used by the conservation commission to acquire services of licensed engineers for project development, predesign and design services, and construction oversight for natural resource enhancement and conservation projects.

Appropriation:

State Building Construction Account—State	\$4,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$16,000,000
TOTAL	\$20,000,000

NEW SECTION. Sec. 3222. FOR THE STATE CONSERVATION COMMISSION

2019-21 Natural Resource Investments (40000005)

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

(1) The appropriation in this section is provided solely to help landowners boost environmental stewardship and agricultural sustainability. The commission must consider funding needs for those districts involved with

chinook salmon recovery that will have the most benefit for southern resident killer whales.

(2) Up to five percent of the appropriation provided in this section may be used by the conservation commission to acquire services of licensed engineers for project development, predesign and design services, and construction oversight for natural resource enhancement and conservation projects.

Appropriation:

State Building Construction Account—State	\$4,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$16,000,000
TOTAL	\$20,000,000

NEW SECTION. Sec. 3223. FOR THE STATE CONSERVATION COMMISSION

2019-21 Match for Federal RCPP (40000006)

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

(1) The state building construction account—state appropriation is provided solely for a state match to the United States department of agriculture regional conservation partnership.

(2) The commission must, to the greatest extent possible, leverage other state and local projects in funding the match and development of the regional conservation partnership program grant applications.

Appropriation:

State Building Construction Account—State	\$4,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$7,800,000
TOTAL	\$11,800,000

NEW SECTION. Sec. 3224. FOR THE STATE CONSERVATION COMMISSION

2019-21 Water Irrigation Efficiencies Program (40000009)

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

(1) The appropriation is provided solely for technical assistance and grants to conservation districts for the purpose of implementing water conservation measures and irrigation efficiencies. The state conservation commission shall give preference to projects located in the sixteen fish critical basins, other water-short or drought impacted basins, and basins with significant water resource and instream flow issues. Projects that are not within the basins described in this subsection are also eligible to receive funding.

(2) Conservation districts statewide are eligible for grants listed in subsection (1) of this section. A conservation district receiving funds shall manage each grant to ensure that a portion of the water saved by the water conservation measure or irrigation efficiency will be placed as a purchase or a lease in the trust water rights program to enhance instream flows. The proportion of saved water placed in the trust water rights program must be equal to the percentage of the public investment in the conservation measure or irrigation efficiency. The percentage of the public investment may not exceed eighty-five percent of the total cost of the conservation measure or irrigation efficiency.

(3) Up to \$300,000 of the appropriation in this section may be allocated for the purchase and installation of flow meters that are implemented in cooperation with the Washington state department of fish and wildlife fish screening program authorized under RCW 77.57.070.

Appropriation:

State Building Construction Account—State	\$4,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$16,000,000
TOTAL	\$20,000,000

NEW SECTION. Sec. 3225. FOR THE STATE CONSERVATION COMMISSION

2019-21 CREP PIP Loan Program (40000010)

Appropriation:

Conservation Assistance Revolving Account—State	\$100,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$200,000
TOTAL	\$300,000

NEW SECTION. Sec. 3226. FOR THE STATE CONSERVATION COMMISSION

CREP Riparian Cost Share - State Match 2017-19 (91000009)

Reappropriation:

State Building Construction Account—State	\$1,969,000
Prior Biennia (Expenditures)	\$631,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$2,600,000

NEW SECTION. Sec. 3227. FOR THE STATE CONSERVATION COMMISSION

CREP Riparian Contract Funding 2017-19 (91000010)

Reappropriation:

State Building Construction Account—State	\$1,044,000
Prior Biennia (Expenditures).....	\$1,256,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,300,000

NEW SECTION. Sec. 3228. FOR THE STATE CONSERVATION COMMISSION

2019-21 CREP Riparian Contract Funding (91000015)

Appropriation:

State Building Construction Account—State	\$1,900,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,900,000

NEW SECTION. Sec. 3229. FOR THE STATE CONSERVATION COMMISSION

2019-21 CREP Riparian Cost Share - State Match (91000017)

Appropriation:

State Building Construction Account—State	\$1,800,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,800,000

NEW SECTION. Sec. 3230. FOR THE STATE CONSERVATION COMMISSION

Conservation Commission Ranch & Farmland Preservation Projects (92000004)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3188, chapter 3, Laws of 2015 3rd sp. sess., with the exception of the following: The commission is authorized to reallocate the project funds of \$4,913,000 from the Imrie ranches Rock creek agricultural easement to the purchase of the Simcoe unit.

Reappropriation:

State Building Construction Account—State	\$4,974,000
Prior Biennia (Expenditures).....	\$2,548,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$7,522,000

NEW SECTION. Sec. 3231. FOR THE STATE CONSERVATION COMMISSION

Natural Resource Investment for the Economy & Environment 2017-19 (92000011)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3090, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$800,000
Prior Biennia (Expenditures)	\$3,200,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$4,000,000

NEW SECTION. Sec. 3232. FOR THE STATE CONSERVATION COMMISSION

Improve Shellfish Growing Areas 2017-19 (92000012)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3052, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$800,000
Prior Biennia (Expenditures)	\$3,200,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$4,000,000

NEW SECTION. Sec. 3233. FOR THE STATE CONSERVATION COMMISSION

Match for Federal RCPP Program 2017-19 (92000013)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3053, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$3,377,000
Prior Biennia (Expenditures)	\$623,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$4,000,000

NEW SECTION. Sec. 3234. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Deschutes Watershed Center (20062008)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3205, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

State Building Construction Account—State
 \$9,697,000
 Prior Biennia (Expenditures)..... \$5,798,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$15,495,000

NEW SECTION. Sec. 3235. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Migratory Waterfowl Habitat (20082045)
 Reappropriation:
 State Wildlife Account—State \$500,000

Appropriation:
 State Wildlife Account—State \$600,000
 Prior Biennia (Expenditures)..... \$1,388,000
 Future Biennia (Projected Costs) \$1,800,000
 TOTAL \$4,288,000

NEW SECTION. Sec. 3236. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Mitigation Projects and Dedicated Funding (20082048)

The appropriations in this section are subject to the following conditions and limitations: \$3,900,000 of the appropriation is provided solely for repair of the Wiley Slough dike.

Reappropriation:
 General Fund—Federal \$10,000,000
 General Fund—Private/Local \$863,000
 Special Wildlife Account—Federal \$1,000,000
 Special Wildlife Account—Private/Local
 \$1,680,000
 State Wildlife Account—State \$400,000
 Subtotal Reappropriation... \$13,943,000

Appropriation:
 General Fund—Federal \$10,000,000
 General Fund—Private/Local \$1,000,000
 Special Wildlife Account—Federal \$1,000,000
 Special Wildlife Account—Private/Local
 \$1,000,000
 State Wildlife Account—State \$500,000
 Subtotal Appropriation..... \$13,500,000
 Prior Biennia (Expenditures)..... \$72,421,000
 Future Biennia (Projected Costs) \$58,500,000
 TOTAL \$158,364,000

NEW SECTION. Sec. 3237. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Eells Spring Hatchery Renovation (30000214)
 Reappropriation:

State Building Construction Account—State
 \$1,375,000
 Prior Biennia (Expenditures) \$118,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$1,493,000

NEW SECTION. Sec. 3238. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Samish Hatchery Intakes (30000276)
 Reappropriation:

State Building Construction Account—State
 \$410,000
 Appropriation:
 State Building Construction Account—State
 \$7,682,000
 Prior Biennia (Expenditures) \$640,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$8,732,000

NEW SECTION. Sec. 3239. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minter Hatchery Intakes (30000277)
 Reappropriation:

State Building Construction Account—State
 \$6,148,000
 Appropriation:
 State Building Construction Account—State
 \$2,306,000
 Prior Biennia (Expenditures) \$457,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$8,911,000

NEW SECTION. Sec. 3240. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Wooten Wildlife Area Improve Flood Plain (30000481)

Reappropriation:
 State Building Construction Account—State
 \$60,000

Appropriation:
 General Fund—Federal \$500,000
 State Building Construction Account—State
 \$1,000,000

Subtotal Appropriation..... \$1,500,000
 Prior Biennia (Expenditures)..... \$5,540,000
 Future Biennia (Projected Costs) \$6,000,000
 TOTAL \$13,100,000

NEW SECTION. Sec. 3241. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Wallace River Hatchery - Replace Intakes and Ponds (30000660)

Reappropriation:

State Building Construction Account—State \$1,600,000

Appropriation:

State Building Construction Account—State \$11,804,000
 Prior Biennia (Expenditures)..... \$401,000
 Future Biennia (Projected Costs) \$10,000,000
 TOTAL \$23,805,000

NEW SECTION. Sec. 3242. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Soos Creek Hatchery Renovation (30000661)

Reappropriation:

State Building Construction Account—State \$5,555,000

Appropriation:

State Building Construction Account—State \$1,710,000
 Prior Biennia (Expenditures)..... \$6,144,000
 Future Biennia (Projected Costs) \$3,031,000
 TOTAL \$16,440,000

NEW SECTION. Sec. 3243. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Cooperative Elk Damage Fencing (30000662)

The reappropriation and appropriation in this section are subject to the following conditions and limitations: The reappropriation and appropriation are to be spent in concert with, where applicable, the co-management agreements between the department of fish and wildlife and treaty tribes.

Reappropriation:

State Building Construction Account—State \$850,000

Appropriation:

State Building Construction Account—State \$1,200,000
 Prior Biennia (Expenditures)..... \$350,000
 Future Biennia (Projected Costs) \$4,800,000

TOTAL \$7,200,000

NEW SECTION. Sec. 3244. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Edmonds Pier Renovation (30000664)

Reappropriation:

State Building Construction Account—State \$154,000

Prior Biennia (Expenditures) \$646,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$800,000

NEW SECTION. Sec. 3245. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Hazard Fuel Reductions, Forest Health and Ecosystem Improvement (30000665)

Reappropriation:

State Building Construction Account—State \$1,500,000

Appropriation:

State Building Construction Account—State \$2,000,000
 Prior Biennia (Expenditures) \$3,500,000
 Future Biennia (Projected Costs)..... \$24,000,000
 TOTAL \$31,000,000

NEW SECTION. Sec. 3246. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Naselle Hatchery Renovation (30000671)

Reappropriation:

State Building Construction Account—State \$7,441,000

Prior Biennia (Expenditures) \$691,000

Future Biennia (Projected Costs)..... \$28,220,000

TOTAL \$36,352,000

NEW SECTION. Sec. 3247. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Eells Springs Production Shift (30000723)

Reappropriation:

State Building Construction Account—State \$1,400,000

Prior Biennia (Expenditures) \$2,670,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$4,070,000

NEW SECTION. Sec. 3248. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works Preservation (30000727)

Reappropriation:
 State Building Construction Account—State
 \$941,000
 Prior Biennia (Expenditures)..... \$8,589,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$9,530,000

NEW SECTION. Sec. 3249. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Puget Sound and Adjacent Waters Nearshore Restoration - Match (30000753)

Reappropriation:
 General Fund—Federal \$500,000
 State Building Construction Account—State
 \$281,000
 Subtotal Reappropriation..... \$781,000
 Prior Biennia (Expenditures)..... \$219,000
 Future Biennia (Projected Costs) \$70,616,000
 TOTAL \$71,616,000

NEW SECTION. Sec. 3250. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works Preservation (30000756)

Reappropriation:
 State Building Construction Account—State
 \$3,545,000
 Prior Biennia (Expenditures)..... \$5,955,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$9,500,000

NEW SECTION. Sec. 3251. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works - Programmatic (30000782)

Reappropriation:
 State Building Construction Account—State
 \$2,200,000
 Prior Biennia (Expenditures)..... \$625,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$2,825,000

NEW SECTION. Sec. 3252. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Snow Creek Reconstruct Facility (30000826)

The appropriation in this section is subject to the following conditions and limitations: In constructing the project, the department must consider the firelight toilet technology.

Reappropriation:

State Building Construction Account—State
\$25,000

Appropriation:
 State Building Construction Account—State
\$143,000
 Prior Biennia (Expenditures)\$75,000
 Future Biennia (Projected Costs).....\$4,794,000
 TOTAL\$5,037,000

NEW SECTION. Sec. 3253. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Forks Creek Hatchery - Renovate Intake and Diversion (30000827)

Reappropriation:
 State Building Construction Account—State
\$2,423,000
 Appropriation:
 State Building Construction Account—State
\$3,086,000
 Prior Biennia (Expenditures)\$2,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$5,511,000

NEW SECTION. Sec. 3254. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Hurd Creek - Relocate Facilities out of Floodplain (30000830)

Reappropriation:
 State Building Construction Account—State
\$600,000
 Prior Biennia (Expenditures)\$200,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$800,000

NEW SECTION. Sec. 3255. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Dungeness Hatchery - Replace Main Intake (30000844)

Reappropriation:
 State Building Construction Account—State
\$300,000
 Appropriation:
 State Building Construction Account—State
\$4,830,000
 Prior Biennia (Expenditures)\$315,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL\$5,445,000

NEW SECTION. Sec. 3256. FOR THE DEPARTMENT OF FISH AND WILDLIFE

PSNERP Match (30000846)

Reappropriation:

General Fund—Federal \$1,000,000
State Building Construction Account—State \$489,000
Subtotal Reappropriation..... \$1,489,000

Appropriation:

General Fund—Federal \$4,754,000
State Building Construction Account—State \$3,024,000
Subtotal Appropriation..... \$7,778,000
Prior Biennia (Expenditures)..... \$11,000
Future Biennia (Projected Costs) \$424,426,000
TOTAL \$433,704,000

NEW SECTION. Sec. 3257. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Kalama Falls Hatchery Replace Raceways and PA System (30000848)

Reappropriation:

State Building Construction Account—State \$722,000
Prior Biennia (Expenditures)..... \$94,000
Future Biennia (Projected Costs) \$6,800,000
TOTAL \$7,616,000

NEW SECTION. Sec. 3258. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Scatter Creek Wildlife Area Fire Damage (40000005)

Reappropriation:

State Building Construction Account—State \$1,250,000
Prior Biennia (Expenditures)..... \$81,000
Future Biennia (Projected Costs) \$0
TOTAL \$1,331,000

NEW SECTION. Sec. 3259. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works Preservation 2019-21 (40000007)

Appropriation:

State Building Construction Account—State \$8,030,000
Prior Biennia (Expenditures)..... \$0
Future Biennia (Projected Costs) \$0

TOTAL.....\$8,030,000

NEW SECTION. Sec. 3260. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works Programmatic 2019-21 (40000008)

Appropriation:

State Building Construction Account—State \$2,427,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$0
TOTAL \$2,427,000

NEW SECTION. Sec. 3261. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Toutle River Fish Collection Facility - Match (40000021)

Appropriation:

State Building Construction Account—State \$6,775,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$18,312,000
TOTAL \$25,087,000

NEW SECTION. Sec. 3262. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Elochoman Hatchery Demolition and Restoration (40000024)

Appropriation:

General Fund—Federal \$250,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$250,000
TOTAL \$500,000

NEW SECTION. Sec. 3263. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Snohomish County Wildlife Rehabilitation Facility (PAWS) (40000025)

Appropriation:

State Building Construction Account—State \$2,000,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$0
TOTAL \$2,000,000

NEW SECTION. Sec. 3264. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Region 1 Office - Construct Secure Storage (40000087)

Appropriation:

State Building Construction Account—State
 \$150,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$6,329,000
 TOTAL \$6,479,000

NEW SECTION. Sec. 3265. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works - Access Sites (91000044)
 Reappropriation:
 State Building Construction Account—State
 \$400,000
 Prior Biennia (Expenditures)..... \$7,006,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$7,406,000

NEW SECTION. Sec. 3266. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Lake Rufus Woods Fishing Access (91000151)
 Reappropriation:
 State Building Construction Account—State
 \$1,000,000
 Prior Biennia (Expenditures)..... \$2,000,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$3,000,000

NEW SECTION. Sec. 3267. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Leque Island Highway 532 Road Protection (92000019)
 Reappropriation:
 State Building Construction Account—State
 \$220,000
 Prior Biennia (Expenditures)..... \$460,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$680,000

NEW SECTION. Sec. 3268. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Clarks Creek Hatchery Rebuild (92000038)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3114, chapter 2, Laws of 2018.
 Reappropriation:
 State Building Construction Account—State
 \$9,500,000
 Prior Biennia (Expenditures)..... \$6,920,000

Future Biennia (Projected Costs)..... \$0
 TOTAL.....\$16,420,000

NEW SECTION. Sec. 3269. FOR THE DEPARTMENT OF NATURAL RESOURCES

Road Maintenance and Abandonment Plan (RMAP) (30000261)
 Reappropriation:
 State Building Construction Account—State
 \$1,346,000
 Prior Biennia (Expenditures) \$956,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$2,302,000

NEW SECTION. Sec. 3270. FOR THE DEPARTMENT OF NATURAL RESOURCES

Sustainable Recreation (30000263)
 Reappropriation:
 State Building Construction Account—State
 \$366,000
 Prior Biennia (Expenditures) \$2,134,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$2,500,000

NEW SECTION. Sec. 3271. FOR THE DEPARTMENT OF NATURAL RESOURCES

Natural Areas Facilities Preservation and Access (30000266)
 Reappropriation:
 State Building Construction Account—State
 \$745,000
 Prior Biennia (Expenditures) \$1,255,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$2,000,000

NEW SECTION. Sec. 3272. FOR THE DEPARTMENT OF NATURAL RESOURCES

Puget SoundCorps (30000267)
 Reappropriation:
 State Building Construction Account—State
 \$811,000
 Prior Biennia (Expenditures) \$4,189,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$5,000,000

NEW SECTION. Sec. 3273. FOR THE DEPARTMENT OF NATURAL RESOURCES

Trust Land Transfer Program (30000269)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3058, chapter 298, Laws of 2018, with the following exceptions:

(1) The department must deposit in the common school construction account the portion of the appropriation in this section that represents the estimated value of the timber on the transferred properties by June 30, 2020, rather than June 30, 2019.

(2) Land within the common school trust must be exchanged for land of equal value held for other trust beneficiaries of the property identified in subsection (1) of section 3058, chapter 298, Laws of 2018 by June 30, 2020, rather than June 30, 2019.

(3) The state treasurer shall transfer to the common school construction account any unexpended balance of the appropriation in this section by June 30, 2020, rather than June 30, 2019.

Reappropriation:

State Building Construction Account—State	\$9,939,000
Prior Biennia (Expenditures).....	\$61,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$10,000,000

NEW SECTION. Sec. 3274. FOR THE DEPARTMENT OF NATURAL RESOURCES

Forestry Riparian Easement Program (FREP) (30000279)

Reappropriation:

State Building Construction Account—State	\$400,000
Prior Biennia (Expenditures).....	\$3,100,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,500,000

NEW SECTION. Sec. 3275. FOR THE DEPARTMENT OF NATURAL RESOURCES

Teanaway Working Forest (30000289)

Reappropriation:

State Building Construction Account—State	\$600,000
Prior Biennia (Expenditures).....	\$881,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,481,000

NEW SECTION. Sec. 3276. FOR THE DEPARTMENT OF NATURAL RESOURCES

Forest Hazard Reduction (30000290)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is

subject to the provisions of section 3129, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$6,111,000
Prior Biennia (Expenditures)	\$6,889,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$13,000,000

NEW SECTION. Sec. 3277. FOR THE DEPARTMENT OF NATURAL RESOURCES

NE Region Storm Damage Road Repair (40000002)

Reappropriation:

State Building Construction Account—State	\$391,000
Prior Biennia (Expenditures)	\$38,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$429,000

NEW SECTION. Sec. 3278. FOR THE DEPARTMENT OF NATURAL RESOURCES

Pasco Local Improvement District (40000019)

Appropriation:

State Building Construction Account—State	\$4,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$4,000,000

NEW SECTION. Sec. 3279. FOR THE DEPARTMENT OF NATURAL RESOURCES

State Forest Land Replacement (40000032)

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

(1)(a) The appropriation is provided solely to the department to transfer from state forestland status to natural resources conservation area status certain state forestlands in counties with:

(i) A population of twenty-five thousand or fewer; and

(ii) Risks of timber harvest deferrals greater than thirty years due to the presence of wildlife species listed as endangered or threatened under the federal endangered species act.

(b) This appropriation must be used equally for the transfer of qualifying state forestlands in the qualifying counties.

(2) Property transferred under this section must be appraised and transferred at fair market value, without

consideration of management or regulatory encumbrances associated with wildlife species listed under the federal endangered species act. The value of the timber and other valuable materials transferred must be distributed as provided in RCW 79.64.110. The value of the land transferred must be deposited in the park land trust revolving account and be used solely to buy replacement state forestland, consistent with RCW 79.22.060.

(3) Prior to or concurrent with conveyance of these properties, the department shall execute and record a real property instrument that dedicates the transferred properties to the purposes identified in subsection (1) of this section. Transfer agreements for properties identified in subsection (1) of this section must include terms that restrict the use of the property to the intended purpose.

(4) The department and applicable counties shall work in good faith to carry out the intent of this section. The department will identify eligible properties for transfer, consistent with subsections (1) and (2) of this section, in consultation with the applicable counties, and will not execute any property transfers that are not in the statewide interest of either the state forest trust or the natural resources conservation area program.

Appropriation:

State Building Construction Account—State	\$4,500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$24,000,000
TOTAL	\$28,500,000

NEW SECTION. Sec. 3280. FOR THE DEPARTMENT OF NATURAL RESOURCES

Omak Consolidation, Expansion and Relocation (40000033)

Appropriation:

State Building Construction Account—State	\$108,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$5,400,000
TOTAL	\$5,508,000

NEW SECTION. Sec. 3281. FOR THE DEPARTMENT OF NATURAL RESOURCES

Trust Land Transfer Program (40000034)

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

(1) The appropriation is provided solely for the department of natural resources to transfer from trust status certain trust lands of statewide significance deemed appropriate for state parks, fish and wildlife habitats, natural area preserves, natural resources conservation areas, department of natural resources community forest open spaces, or recreation purposes. The approved property for

transfer is identified in the LEAP capital document No. 2019-9H, developed April 27, 2019.

(2) Property transferred under this section must be appraised and transferred at fair market value. By September 30, 2019, the department must deposit in the common school construction account the portion of the appropriation in this section that represents the estimated value of the timber on the transferred properties. This transfer must be made in the same manner as timber revenues from other common school trust lands. No deduction may be made for the resource management cost account under RCW 79.64.040. The portion of the appropriation in this section that represents the value of the land transferred must be deposited in the natural resources real property replacement account.

(3) All reasonable costs incurred by the department to implement this section are authorized to be paid out of the appropriations. Authorized costs include the actual cost of appraisals, staff time, environmental reviews, surveys, and other similar costs, and may not exceed one and nine-tenths percent of the appropriation.

(4) By June 30, 2021, land within the common school trust shall be exchanged for land of equal value held for other trust beneficiaries of the property identified in subsection (1) of this section.

(5) Prior to or concurrent with conveyance of these properties, the department shall execute and record a real property instrument that dedicates the transferred properties to the purposes identified in subsection (1) of this section. Fee transfer agreements for properties identified in subsection (1) of this section must include terms that perpetually restrict the use of the property to the intended purpose. Transfer agreements may include provisions for receiving agencies to request alternative uses of the property, provided the alternative uses are compatible with the originally intended public purpose and the department and legislature approves such uses.

(6) The department shall work in good faith to carry out the intent of this section.

(7) By June 30, 2021, the state treasurer shall transfer to the common school construction account any unexpended balance of the appropriation in this section.

Appropriation:

State Building Construction Account—State	\$6,400,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$6,400,000

NEW SECTION. Sec. 3282. FOR THE DEPARTMENT OF NATURAL RESOURCES

Road Maintenance and Abandonment Plan (RMAP) (40000037)

Appropriation:

State Building Construction Account—State
 \$3,766,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$14,000,000
 TOTAL \$17,766,000

NEW SECTION. Sec. 3283. FOR THE DEPARTMENT OF NATURAL RESOURCES

Teanaway (40000038)

Appropriation:

State Building Construction Account—State
 \$1,856,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$1,856,000

NEW SECTION. Sec. 3284. FOR THE DEPARTMENT OF NATURAL RESOURCES

Land Acquisition Grants (40000039)

Appropriation:

General Fund—Federal..... \$18,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$40,000,000
 TOTAL \$58,000,000

NEW SECTION. Sec. 3285. FOR THE DEPARTMENT OF NATURAL RESOURCES

Puget Sound Corps (40000041)

Appropriation:

State Building Construction Account—State
 \$4,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$4,000,000

NEW SECTION. Sec. 3286. FOR THE DEPARTMENT OF NATURAL RESOURCES

Sunshine Mine (40000042)

Appropriation:

Model Toxics Control Capital Account—State
 \$130,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$130,000

NEW SECTION. Sec. 3287. FOR THE DEPARTMENT OF NATURAL RESOURCES

Trust Land Replacement (40000043)

Appropriation:

Resource Management Cost Account—State
 \$30,000,000

Natural Resources Real Property Replacement

Account—State \$30,000,000

Community and Technical College Forest Reserve

Account—State \$1,000,000

Subtotal Appropriation \$61,000,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL \$61,000,000

NEW SECTION. Sec. 3288. FOR THE DEPARTMENT OF NATURAL RESOURCES

Sustainable Recreation (40000044)

Appropriation:

State Building Construction Account—State
 \$2,000,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$4,800,000

TOTAL \$6,800,000

NEW SECTION. Sec. 3289. FOR THE DEPARTMENT OF NATURAL RESOURCES

Forest Legacy 2019-21 (40000045)

Appropriation:

General Fund—Federal \$15,000,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$60,000,000

TOTAL \$75,000,000

NEW SECTION. Sec. 3290. FOR THE DEPARTMENT OF NATURAL RESOURCES

Natural Areas Facilities 2019-21 (40000046)

Appropriation:

State Building Construction Account—State
 \$2,000,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$10,000,000

TOTAL \$12,000,000

NEW SECTION. Sec. 3291. FOR THE DEPARTMENT OF NATURAL RESOURCES

School Seismic Safety Assessments (40000047)

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

(1) The department, in consultation with the office of emergency management, the office of the superintendent of public instruction, and the state board of education, shall develop a prioritized seismic risk assessment that includes seismic safety surveys of public facilities that are subject to high seismic risk because of high earthquake hazard and soils that amplify that hazard.

(2) The survey must be a representative sample of public facilities located in high priority areas as determined in the 2017-19 survey of public school seismic safety assessments and tsunami inundation zones as published by the department. The survey must use the results of the 2017-19 survey's findings to prioritize school buildings based on geologic and engineering results.

(3) The seismic safety surveys must be conducted for the following types of public facilities in the following order:

(a) A portion of public school facilities that are routinely used for the instruction of students in kindergarten through twelfth grade and in school districts that have held successful bond elections within the previous three years;

(b) A portion of the remaining public school facilities that are routinely used for the instruction of students in kindergarten through twelfth grade;

(c) Fire stations located within a one-mile radius of a facility described in (a) or (b) of this subsection.

(4) The department must coordinate and maximize survey efforts made under subsection (3)(a), (b), and (c) of this section whenever possible.

(5) The initial phase of the prioritized seismic needs assessment of the facilities specified in subsection (3)(a) and (b) of this section shall include, but is not limited to, the following:

(a) An on-site assessment, under the supervision of licensed geologists, of the seismic site class of the soils at the facilities;

(b) An on-site inspection of the facility buildings, including structural systems using structural plans where available, condition, maintenance, and nonstructural seismic hazards following standardized methods by licensed structural engineers;

(c) An estimate of costs to retrofit a prioritized subset of the facilities specified in subsection (3)(a) and (b) of this section to life safety standards as defined by the American society of civil engineers; and

(d) An estimate of costs to retrofit a prioritized subset of facilities specified in subsection (3)(c) of this section to immediate occupancy standards as defined by the American society of civil engineers.

(6) The department must collect and submit survey data to the superintendent of public instruction in a format compatible with the inventory and condition of schools database. The department must enter into an agreement with the superintendent of public instruction to make any

necessary modifications to the inventory and condition of schools database to receive and report the survey data.

(7) The department must share that data with the school districts where the surveys were conducted, the schools where the surveys were conducted, the governor, and the appropriate legislative committees.

(8) The department and the office of the superintendent of public instruction must provide technical assistance to the school facilities sampled to incorporate survey information into their school safety plans.

(9) The statewide seismic needs assessment specified in this section shall be submitted to the office of financial management and the appropriate committees of the legislature by June 30, 2021.

Appropriation:

State Building Construction Account—State	\$2,200,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,200,000

NEW SECTION. Sec. 3292. FOR THE DEPARTMENT OF NATURAL RESOURCES

Forest Hazard Reduction (40000049)

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

(1) \$13,200,000 is provided solely for: Mitigating risk of uncharacteristic wildfire and other disturbances to protect lives, communities, property, ecosystems, and working forests; implementing forest health treatments, prioritized pursuant to chapter 76.06 RCW, on state lands and state forestlands, high-risk private lands, and federal lands, including implementation of the "good neighbor" agreement signed with the United States forest service and the bureau of land management, and "good neighbor" cross boundary competitive grants to forest collaboratives; and increasing the use of prescribed fire through improved trainings, prescribed burn certification programs, and shared stewardship strategies with federal land managers.

(2) \$1,000,000 is provided solely for administering the forest health treatments pursuant to subsection (1) of this section with the following conditions and limitations:

(a) The department must contract with the Washington conservation corps, including veterans, to provide forest health treatments that may include thinning, pruning, and brush disposal, and other wildfire preparedness and fuel modification practices for firewise communities; and

(b) The department must work in conjunction with communities, counties, fire districts, and conservation districts in implementing wildfire preparedness and fuel modification practices for firewise communities.

Appropriation:

State Building Construction Account—State
 \$14,200,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$60,000,000
 TOTAL \$74,200,000

NEW SECTION. Sec. 3293. FOR THE DEPARTMENT OF NATURAL RESOURCES

Large Vessel Removals (40000051)

Appropriation:

State Building Construction Account—State
 \$2,500,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$4,000,000
 TOTAL \$6,500,000

NEW SECTION. Sec. 3294. FOR THE DEPARTMENT OF NATURAL RESOURCES

Forest Riparian Easement Program (FREP) (40000052)

Appropriation:

State Building Construction Account—State
 \$2,500,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$20,000,000
 TOTAL \$22,500,000

NEW SECTION. Sec. 3295. FOR THE DEPARTMENT OF NATURAL RESOURCES

Rivers and Habitat Open Space Program (RHOSP) (40000053)

Appropriation:

State Building Construction Account—State
 \$1,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$4,000,000
 TOTAL \$5,000,000

NEW SECTION. Sec. 3296. FOR THE DEPARTMENT OF NATURAL RESOURCES

Cultural Resources Conservation Easement Program (CRCEP) (40000054)

Appropriation:

State Building Construction Account—State
 \$1,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$4,000,000
 TOTAL \$5,000,000

NEW SECTION. Sec. 3297. FOR THE DEPARTMENT OF NATURAL RESOURCES

Federal ESA Mitigation Grants (91000087)

Reappropriation:

General Fund—Federal \$4,000,000
 Prior Biennia (Expenditures) \$1,000,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$5,000,000

NEW SECTION. Sec. 3298. FOR THE DEPARTMENT OF NATURAL RESOURCES

Port of Willapa Harbor Energy Innovation District Grant (91000099)

Reappropriation:

State Building Construction Account—State
 \$1,500,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$1,500,000

NEW SECTION. Sec. 3299. FOR THE DEPARTMENT OF NATURAL RESOURCES

Assessing and Improving Economic Performance of Trust Lands (91000100)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is provided solely to conduct the asset valuation of state lands and state forestlands held in trust and managed by the department as required in section 7022 of this act.

Reappropriation:

State Building Construction Account—State
 \$430,000

Appropriation:

Forest Development Account—State \$550,000
 Resource Management Cost Account—State
 \$550,000
 Subtotal Appropriation \$1,100,000
 Prior Biennia (Expenditures) \$125,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$1,655,000

NEW SECTION. Sec. 3300. FOR THE DEPARTMENT OF NATURAL RESOURCES

City of Omak Fire Suppression Water Flow Infrastructure (91000102)

Appropriation:

State Building Construction Account—State
 \$1,300,000

Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,300,000

NEW SECTION. Sec. 3301. FOR THE DEPARTMENT OF NATURAL RESOURCES

Fircrest Property (91000103)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the following purposes:

(1) The department must, in consultation with the office of financial management and the department of social and health services, develop recommendations for future use of underutilized portions of the Fircrest School campus, including the southeast and southwest corners. Recommendations must include options for developing affordable housing and public open space on underutilized portions of the Fircrest School campus and any specific statutory language necessary to implement these recommendations. Recommendations must consider: (a) Current zoning restrictions; (b) current use; (c) current ownership; (d) current revenue generating capacity; (e) any specific statutory language necessary to implement these recommendations; and (f) any legal constraints.

(2) The department must submit a report to the appropriate committees of the legislature by December 31, 2019.

Appropriation:

Charitable, Educational, Penal, Reformatory, Institutional Account—State	\$250,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$250,000

NEW SECTION. Sec. 3302. FOR THE DEPARTMENT OF NATURAL RESOURCES

Forest Legacy 2017-19 (92000032)

Reappropriation:

General Fund—Federal	\$7,100,000
Prior Biennia (Expenditures).....	\$7,900,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$15,000,000

NEW SECTION. Sec. 3303. FOR THE DEPARTMENT OF NATURAL RESOURCES

Administrative Site/Minor Works Pool (92000034)

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

(1) Funding in this section is for a pool of eligible projects for predesign, design, or construction of facilities owned by the department of natural resources. The

department may also use funding in this section for minor works preservation projects at facilities owned by the department.

(2) The following projects are the only projects eligible for predesign, design, or construction funding in this section: (a) Airway Heights Facility Replacement; (b) Belfair Fire and Work Center Replacement; (c) DNR Hangar Consolidation, Relocation, and Expansion; (d) Eatonville Consolidation and Expansion; (e) Forks Storm Water Repair; (f) Goldendale Fire Station Latrine and Shower Facility; (g) Husum Fire Station and Work Center Expansion and Renovation; (h) Port Angeles Storm Water Repair; (i) Purchase Replacement for Union Gap Fire Station; and (j) Sedro-Woolley Storm Water Repair.

(3) The department shall report to the governor and the appropriate committees of the legislature the final list of projects with funding levels, allotments, and schedules for the projects in this section by January 1, 2020.

Appropriation:

State Building Construction Account—State	\$9,300,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$9,300,000

NEW SECTION. Sec. 3304. FOR THE DEPARTMENT OF AGRICULTURE

Craft Brewing and Distilling Center (91000006)

Reappropriation:

State Building Construction Account—State	\$500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$500,000

NEW SECTION. Sec. 3305. FOR THE DEPARTMENT OF AGRICULTURE

Grants to Improve Safety and Access at Fairs (92000003)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3067, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$48,000
Prior Biennia (Expenditures)	\$2,052,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$2,100,000

NEW SECTION. Sec. 3306. FOR THE DEPARTMENT OF AGRICULTURE

2019-21 Grants to Improve Safety and Access at Fairs (92000004)

Appropriation:

State Building Construction Account—State	\$2,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,000,000

PART 4

TRANSPORTATION

NEW SECTION. Sec. 4001. FOR THE WASHINGTON STATE PATROL

Fire Training Academy Stormwater Remediation (30000030)

Reappropriation:

Fire Service Training Account—State ...	\$2,832,000
Prior Biennia (Expenditures).....	\$300,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,132,000

NEW SECTION. Sec. 4002. FOR THE WASHINGTON STATE PATROL

FTA Burn Building - Structural Repairs (30000256)

Appropriation:

Fire Service Training Account—State	\$750,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$750,000

NEW SECTION. Sec. 4003. FOR THE WASHINGTON STATE PATROL

Kennewick Laboratory Renovations and Security Improvements (30000266)

Appropriation:

State Building Construction Account—State	\$400,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$400,000

NEW SECTION. Sec. 4004. FOR THE WASHINGTON STATE PATROL

High Throughput DNA Laboratory (40000002)

The appropriation in this section is subject to the following conditions and limitations: \$277,000 is provided solely for renovations to the crime lab.

Appropriation:

State Building Construction Account—State

.....	\$277,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$277,000

NEW SECTION. Sec. 4005. FOR THE DEPARTMENT OF TRANSPORTATION

Aviation Revitalization Loans (92000003)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6023 of this act.

Reappropriation:

Public Works Assistance Account—State	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$5,000,000

PART 5

EDUCATION

NEW SECTION. Sec. 5001. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Pierce County Skills Center (20084856)

Reappropriation:

State Building Construction Account—State	\$472,000
Prior Biennia (Expenditures)	\$35,072,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$35,544,000

NEW SECTION. Sec. 5002. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2011-13 School Construction Assistance Program (30000071)

Reappropriation:

Common School Construction Account—State	\$719,000
Prior Biennia (Expenditures)	\$529,333,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$530,052,000

NEW SECTION. Sec. 5003. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2013-15 School Construction Assistance Program - Maintenance (30000145)

Reappropriation:

State Building Construction Account—State	\$4,594,000
Prior Biennia (Expenditures).....	\$382,788,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$387,382,000

NEW SECTION. Sec. 5004. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Tri-Tech Skills Center East Growth (30000159)

Reappropriation:

State Building Construction Account—State	\$1,702,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,702,000

NEW SECTION. Sec. 5005. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2015-17 School Construction Assistance Program (30000169)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5013, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

Common School Construction Account—State	\$44,700,000
Prior Biennia (Expenditures).....	\$509,931,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$554,631,000

NEW SECTION. Sec. 5006. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Emergency Repairs and Equal Access Grants for K-12 Public Schools (30000182)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5001, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$3,795,000
Prior Biennia (Expenditures).....	\$2,205,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,000,000

NEW SECTION. Sec. 5007. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Healthy Kids / Healthy Schools (30000184)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5002, chapter 298, Laws of 2018.

Reappropriation:

Common School Construction Account—State	\$3,049,000
Prior Biennia (Expenditures)	\$201,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$3,250,000

NEW SECTION. Sec. 5008. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Skill Centers - Minor Works (30000187)

Reappropriation:

School Construction and Skills Centers Building Account—State	\$2,691,000
Prior Biennia (Expenditures)	\$309,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$3,000,000

NEW SECTION. Sec. 5009. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Tri-Tech Skill Center - Core Growth (30000197)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5004, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$10,807,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$10,807,000

NEW SECTION. Sec. 5010. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

STEM Classrooms and Labs (30000203)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5005, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$11,344,000
Prior Biennia (Expenditures)	\$1,656,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$13,000,000

NEW SECTION. Sec. 5011. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2017-19 School Construction Assistance Program (40000003)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 5003, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$475,282,000
Common School Construction Account—State	\$255,948,000
Subtotal Reappropriation.	\$731,230,000
Prior Biennia (Expenditures).....	\$217,520,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$948,750,000

NEW SECTION. Sec. 5012. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2019-21 School Construction Assistance Program - Maintenance Level (40000013)

The appropriations in this section are subject to the following conditions and limitations: \$1,005,000 of the common school construction account—state appropriation is provided solely for study and survey grants and for completing inventory and building condition assessments for public school districts every six years.

Appropriation:

State Building Construction Account—State	\$879,021,000
Common School Construction Account—State	\$160,032,000
Common School Construction Account—Federal	\$3,000,000
Subtotal Appropriation.	\$1,042,053,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$4,870,192,000
TOTAL	\$5,912,245,000

NEW SECTION. Sec. 5013. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

West Sound Technical Skills Center Modernization (40000015)

Appropriation:

State Building Construction Account—State	\$500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$37,306,000

TOTAL.....\$37,806,000

NEW SECTION. Sec. 5014. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Pierce County Skills Center - Evergreen Building Modernization (40000016)

Appropriation:

State Building Construction Account—State	\$146,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$5,240,000
TOTAL	\$5,386,000

NEW SECTION. Sec. 5015. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Administration (40000018)

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

(1) \$261,000 of the appropriation is provided solely for automating the school construction assistance program grant application process, known as the "d-form process," in the inventory and condition of schools database with the following conditions and limitations:

(a) The school facilities and organization division of the office of the superintendent of public instruction, in consultation with the technical advisory committee defined in RCW 28A.525.025, must apply lean management principles and other performance management strategies to the d-form process prior to automating the process to reduce undue administrative burdens on school districts seeking state funding assistance for school construction; and

(b) The office of the superintendent of public instruction must submit a report to the office of financial management and the appropriate fiscal committees of the legislature on the progress and implementation of automating the d-form process by December 1, 2020.

(2)(a) Within the remaining portion of the appropriation, the school facilities and organization division of the office of the superintendent of public instruction, in consultation with the technical advisory committee and the citizens advisory panel defined in RCW 28A.525.025, must apply lean management principles and other performance strategies to the study and survey process to reduce undue administrative burdens on school districts seeking state funding assistance for school construction.

(b) The office of the superintendent of public instruction must submit a report to the office of financial management and the appropriate fiscal committees of the legislature on policy recommendations to streamline the study and survey process by December 1, 2020.

Appropriation:

Common School Construction Account—State	\$3,924,000
Prior Biennia (Expenditures)	\$0

Future Biennia (Projected Costs)\$0
TOTAL\$3,924,000

NEW SECTION. Sec. 5016. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

School District Health and Safety 2019-21 (40000019)

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

(1) \$2,000,000 of the common school construction account—state appropriation is provided solely for emergency repair grants to address unexpected and imminent health and safety hazards at K-12 public schools, including skill centers, that will impact the day-to-day operations of the school facility, and this is the maximum amount that may be spent for this purpose. For emergency repair grants only, an emergency declaration must be signed by the school district board of directors and submitted to the superintendent of public instruction for consideration. The emergency declaration must include a description of the imminent health and safety hazard, the possible cause, the proposed scope of emergency repair work and related cost estimate, and identification of local funding to be applied to the project. Grants of emergency repair moneys must be conditioned upon the written commitment and plan of the school district board of directors to repay the grant with any insurance payments or other judgments that may be awarded, if applicable.

(2) \$3,000,000 of the state building construction account—state appropriation is provided solely for urgent repair grants to address nonrecurring urgent small repair projects at K-12 public schools, excluding skill centers, that could impact the health and safety of students and staff if not completed, and this is the maximum amount that may be spent for this purpose. The office of the superintendent of public instruction, after consulting with maintenance and operations administrators of school districts, shall develop criteria and assurances for providing funding for specific projects through a competitive grant program. The criteria and assurances must include, but are not limited to, the following: (a) Limiting school districts to one grant, not to exceed \$200,000, per three-year period; (b) prioritizing applications based on limited school district financial resources for the project; and (c) requiring any district receiving funding provided in this section to demonstrate a consistent commitment to addressing school facility needs. The grant applications must include a comprehensive description of the health and safety issues to be addressed, a detailed description of the remedy, including a detailed cost estimate of the repair or replacement work to be performed, and identification of local funding, if any, which will be applied to the project. Grants may be used for, but are not limited to: Repair or replacement of failing building systems; abatement of potentially hazardous materials; and safety-related structural improvements.

(3) \$1,000,000 of the state building construction account—state appropriation is provided solely for equal access grants for facility repairs and alterations at K-12 public schools, including skills centers, to improve

compliance with the Americans with disabilities act and individuals with disabilities education act, and this is the maximum amount that may be spent for this purpose. The superintendent of public instruction shall develop criteria and assurances for providing funding for specific projects through a competitive grant program. The criteria and assurances must include, but are not limited to, the following: (a) Limiting districts to one grant, not to exceed \$100,000, per three-year period; (b) prioritizing applications based on limited school district financial resources for the project; and (c) requiring recipient districts to demonstrate a consistent commitment to addressing school facility needs. The grant applications must include a description of the Americans with disabilities act or individuals with disabilities education act compliance deficiency, a comprehensive description of the facility accessibility issues to be addressed, a detailed description of the remedy including a detailed cost estimate of the repair or replacement work to be performed, and identification of local funding, if any, which will be applied to the project. Priority for grant funding must be given to school districts that demonstrate a lack of capital resources to address the compliance deficiencies outlined in the grant application.

(4) The superintendent of public instruction must notify the office of financial management, the legislative evaluation and accountability program committee, the house capital budget committee, and the senate ways and means committee as projects described in subsection (1) of this section are approved for funding.

Appropriation:

State Building Construction Account—State\$4,000,000
Common School Construction Account—State\$2,000,000
Subtotal Appropriation\$6,000,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs).....\$24,000,000
TOTAL\$30,000,000

NEW SECTION. Sec. 5017. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Healthy Kids / Healthy Schools 2019-21 (40000021)

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

(1) \$250,000 of the common school construction account—state appropriation is provided solely for Washington Green Schools for planning and developing green stormwater infrastructure on public school properties that have been identified as needing to reduce stormwater runoff. The office must identify infrastructure project locations based on GIS mapping and must prioritize schools with high percentages of enrollments eligible for the free and reduced price meal program to provide equity of opportunity in high need communities. It is the intent of the legislature that these projects be used to engage students and be completed in conjunction with K-12 STEM education

curriculum developed to meet next generation climate standards.

(2) The office of the superintendent of public instruction, after consulting with maintenance and operations administrators of school districts and the department of health, shall develop or use its previously developed criteria for providing funding for specific projects that are consistent with the healthiest next generation priorities. The criteria must include, but are not limited to, the following:

(a) Districts or schools may apply for grants but no single district may receive more than \$200,000 of the appropriation;

(b) Any district receiving funding provided in this section must demonstrate a consistent commitment to addressing school facilities' needs; and

(c) Applicants with a high percentage of students who are eligible and enrolled in the free and reduced-price meals program must be prioritized.

(3) The remaining portion of the appropriation may be used:

(a) For water bottle filling stations, which may include replacement of lead-contaminated drinking water fixtures.

(b) To purchase equipment or make repairs related to improving children's physical health which may include, but is not limited to: Fitness playground equipment, covered play areas, and physical education equipment or related structures or renovation.

(c) To purchase equipment or make repairs related to improving children's nutrition which may include, but is not limited to: Garden related structures and greenhouses to provide students access to fresh produce, and kitchen equipment or upgrades.

Appropriation:

Common School Construction Account—State	\$3,250,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,250,000

NEW SECTION. Sec. 5018. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Skills Centers Minor Works (40000023)

Appropriation:

State Building Construction Account—State	\$3,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$12,000,000
TOTAL	\$15,000,000

NEW SECTION. Sec. 5019. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2019-21 Career Preparation and Launch Equipment Grants (40000032)

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

(1) The appropriation in this section is provided solely for the superintendent of public instruction to provide competitive grants to school districts to purchase and install career and technical education equipment that expands work-integrated learning opportunities.

(2) The office of the superintendent of public instruction, after consulting with school districts and the workforce training and education coordinating board, shall develop criteria and assurances for providing funding and outcomes for specific projects through a competitive grant program to stay within the appropriation level provided in this section consistent with the following priorities. The criteria must include, but not be limited to, the following:

(a) Districts or schools must demonstrate that the request provides necessary equipment to deliver career and technical education; and

(b) Applicants with a high percentage of students who are eligible and enrolled in the free and reduced-price meals program must be prioritized.

(3) No single district may receive more than \$100,000 of the appropriation.

Appropriation:

Common School Construction Account—State	\$1,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 5020. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

STEM Pilot Program (91000402)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5005, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

State Building Construction Account—State	\$3,046,000
Prior Biennia (Expenditures)	\$9,454,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$12,500,000

NEW SECTION. Sec. 5021. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Career and Technical Education Equipment Grants (91000408)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5005, chapter 298, Laws of 2018.

Reappropriation:

Common School Construction Account—State	\$385,000
Prior Biennia (Expenditures).....	\$615,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 5022. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Puget Sound Skills Center (92000007)

Reappropriation:

State Building Construction Account—State	\$67,000
Prior Biennia (Expenditures).....	\$20,866,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$20,933,000

NEW SECTION. Sec. 5023. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

K-3 Class-size Reduction Grants (92000039)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5006, chapter 35, Laws of 2016 sp. sess., with the following exception: Before June 30, 2020, the superintendent must verify that projects receiving grant awards under this section are either in the design phase or under construction, or funding for those projects shall lapse on that date.

Reappropriation:

State Building Construction Account—State	\$109,454,000
Prior Biennia (Expenditures).....	\$125,046,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$234,500,000

NEW SECTION. Sec. 5024. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Small Rural District Modernization Grants (92000040)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5008, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$41,000,000
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Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$41,000,000

NEW SECTION. Sec. 5025. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Distressed Schools (92000041)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5007, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$41,585,000
Prior Biennia (Expenditures)	\$3,901,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$45,486,000

NEW SECTION. Sec. 5026. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Everett Pathways to Medical Education (92000123)

Reappropriation:

State Building Construction Account—State	\$2,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$2,000,000

NEW SECTION. Sec. 5027. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Agricultural Science in Schools Grant to FFA Foundation (92000122)

Appropriation:

State Building Construction Account—State	\$1,750,000
Prior Biennia (Expenditures)	\$1,750,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$3,500,000

NEW SECTION. Sec. 5028. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2019-21 Small District Modernization Grants (92000139)

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

(1) The legislature finds that small school districts with total enrollments of one thousand students or less may have school facilities with significant building systems deficiencies and low property values, and that raising enough funds to participate in the school construction

assistance program to replace or modernize their school facilities would present an extraordinary tax burden on property owners or would exceed allowable debt.

(2) \$200,000 of the appropriation is provided solely for the office of the superintendent of public instruction to administer the grant program and provide technical assistance to small school districts seeking grants funded in this section.

(3) \$1,000,000 of the appropriation is provided solely for planning grants for small school districts interested in seeking modernization grants in subsection (4) of this section. The superintendent may prioritize planning grants for school districts with the most serious building deficiencies and the most limited financial capacity. Planning grants may not exceed \$50,000 per district.

(4) The remaining portion of the appropriation is provided solely for modernization grants for small school districts with significant building system deficiencies and limited financial capacity with the following conditions:

(a) The superintendent of public instruction must appoint an advisory committee whose members have experience in financing and managing school facilities in small school districts to assist the office in designing the grant application process, developing the prioritization criteria, and evaluating the grant applications. Advisory committee members may not be involved in developing projects or applying for grants funded in this section.

(b) In addition to prioritization criteria developed by the office of the superintendent of public instruction and the advisory committee pursuant to (4)(a) of this section, the office and the advisory committee must also prioritize projects that: (i) Improve student health, safety, and academic performance for the largest number of students; (ii) provide the most available school district resources, including in-kind resources; and (iii) make use of mass-timber products, including cross-laminated timber, or aggregates and concretes materials.

(c) The superintendent must submit a list of small school district modernization projects, as prioritized by the advisory committee, to the legislature by January 15, 2020. The list must include: (i) A description of the project; (ii) the proposed state funding level, not to exceed \$5,000,000; (iii) estimated total project costs; and (iv) local funding resources. The appropriated funds in this subsection may be awarded only after the legislature approves the list.

(5) For projects in this section that are also eligible for funding through the school construction assistance program, the office of the superintendent of public instruction must expedite and streamline the administrative requirements, timelines, and matching requirements for the funds provided in this section to be used promptly. Funds provided in this section plus state funds provided in the school construction assistance program grant must not exceed total project costs minus available local resources.

Appropriation:

State Building Construction Account—State \$20,000,000

Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$0
TOTAL\$20,000,000

NEW SECTION. Sec. 5029. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2019-21 STEM Grants (92000140)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for a grant to the Laser Interferometer Gravitational-Wave Observatory (LIGO) STEM Observatory in Richland, Washington.

Appropriation:

State Building Construction Account—State\$7,700,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$0
TOTAL\$7,700,000

NEW SECTION. Sec. 5030. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Distressed Schools (92000142)

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

(1) \$4,400,000 of the appropriation in this section is provided solely for classroom additions and other modernizations at Leschi elementary school in Seattle public schools.

(2) \$10,500,000 of the appropriation in this section is provided solely for classroom additions at Madison middle school in Seattle public schools.

(3) \$3,100,000 of the appropriation in this section is provided solely for heating and ventilation upgrades at North Beach elementary school in Seattle public schools.

(4) The remaining portion of the appropriation is provided solely for competitive grants for modular classrooms made with mass timber products, including cross-laminated timber, for the purpose of replacing portables in school districts with space challenges due to unavailable land for new school facilities to accommodate enrollment growth or with an overdependent use of portables to provide classroom space. The grants are subject to the following conditions and limitations:

(a) School districts are responsible for the costs of site preparation; required permits; delivery and installation of the modular classrooms; furnishings, fixtures, and equipment; utility connections; and any other infrastructure costs related to the modular classrooms;

(b) The office of the superintendent of public instruction must prioritize projects based on the following criteria in the following order:

(i) School districts with high ratios of portable classrooms to permanent classrooms;

(ii) School districts with low acreage of land available for new construction;

(iii) Projects that achieve lowest cost per classroom with highest percentage of mass timber products in the overall construction of the project; and

(iv) Projects that demonstrate multistory application of mass timber products.

Appropriation:

State Building Construction Account—State	\$23,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$23,000,000

NEW SECTION. Sec. 5031. FOR THE STATE SCHOOL FOR THE BLIND

2017-19 Campus Preservation (30000100)

Reappropriation:

State Building Construction Account—State	\$150,000
Prior Biennia (Expenditures).....	\$420,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$570,000

NEW SECTION. Sec. 5032. FOR THE STATE SCHOOL FOR THE BLIND

Independent Living Skills Center (30000107)

Reappropriation:

State Building Construction Account—State	\$143,000
Prior Biennia (Expenditures).....	\$27,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$170,000

NEW SECTION. Sec. 5033. FOR THE STATE SCHOOL FOR THE BLIND

2019-21 Campus Preservation (40000004)

Appropriation:

State Building Construction Account—State	\$580,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$2,320,000
TOTAL	\$2,900,000

NEW SECTION. Sec. 5034. FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS

Academic and Physical Education Building (30000036)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5009, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$786,000
Prior Biennia (Expenditures)	\$214,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 5035. FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS

Minor Works: Preservation 2019-21 (30000045)

Appropriation:

State Building Construction Account—State	\$500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$4,000,000
TOTAL	\$4,500,000

NEW SECTION. Sec. 5036. FOR THE UNIVERSITY OF WASHINGTON

UW Tacoma (20102002)

The appropriation in this section is subject to the following conditions and limitations: At least ten percent of the total cost of this project must be paid from private funds.

Appropriation:

University of Washington Building Account—State	\$4,000,000
Prior Biennia (Expenditures)	\$500,000
Future Biennia (Projected Costs).....	\$36,000,000
TOTAL	\$40,500,000

NEW SECTION. Sec. 5037. FOR THE UNIVERSITY OF WASHINGTON

UW Bothell (30000378)

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

(1) \$2,343,000 of the appropriations in this section is provided solely for project and equipment costs associated with the space used by Cascadia college pursuant to subsection (2)(b) and (c) of this section.

(2) The remaining portion of the appropriations in this section is provided solely for a STEM building on the Bothell campus of the University of Washington to be shared jointly with Cascadia college with the following conditions and limitations:

(a) The University of Washington and Cascadia college must be tenants in common of the building constructed with this appropriation;

(b) The University of Washington and Cascadia college shall have joint, equal, and undivided authority in the governance of the design, construction, and operation of the building;

(c) Half of the assignable space constructed with this appropriation must be designed for and exclusively used by Cascadia college; and

(d) Cascadia college shall pay no rent or operations and maintenance expenses to the University of Washington for the space used by Cascadia college pursuant to (c) of this subsection.

(3) The building may be delivered using the design-build procedure for public works projects, as defined by chapter 39.10 RCW, with a guarantee for energy, operations, and maintenance performance. The term for performance guarantee must not be less than one year. Criteria for selecting the design-build contractor must include life-cycle costs, energy costs, or energy use index. Contractors and architectural and engineering firms may be eligible for additional points during the scoring process if they have experience with the state agency, or if they are considered a small business.

(4) The building must be built using sustainable building standards as defined in section 7009 of this act.

Reappropriation:

State Building Construction Account—State \$3,118,000

Appropriation:

State Building Construction Account—State \$75,938,000
 Prior Biennia (Expenditures)..... \$382,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$79,438,000

NEW SECTION. Sec. 5038. FOR THE UNIVERSITY OF WASHINGTON

Health Sciences Education - T-Wing Renovation/Addition (30000486)

Reappropriation:

State Building Construction Account—State \$9,400,000

Appropriation:

State Building Construction Account—State \$58,000,000
 University of Washington Building Account—State \$2,000,000
 Subtotal Appropriation..... \$60,000,000
 Prior Biennia (Expenditures)..... \$1,223,000

Future Biennia (Projected Costs)..... \$0
 TOTAL.....\$70,623,000

NEW SECTION. Sec. 5039. FOR THE UNIVERSITY OF WASHINGTON

College of Engineering Interdisciplinary/Education Research Center (30000492)

Appropriation:

University of Washington Building Account—State \$4,000,000
 Prior Biennia (Expenditures) \$600,000
 Future Biennia (Projected Costs)..... \$45,000,000
 TOTAL \$49,600,000

NEW SECTION. Sec. 5040. FOR THE UNIVERSITY OF WASHINGTON

2017-19 Minor Works - Preservation (30000736)

Reappropriation:

University of Washington Building Account—State \$10,500,000
 Prior Biennia (Expenditures) \$19,975,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$30,475,000

NEW SECTION. Sec. 5041. FOR THE UNIVERSITY OF WASHINGTON

UW Major Infrastructure (30000808)

Reappropriation:

University of Washington Building Account—State \$14,500,000

Appropriation:

University of Washington Building Account—State \$15,000,000
 Prior Biennia (Expenditures) \$3,000,000
 Future Biennia (Projected Costs)..... \$22,000,000
 TOTAL \$54,500,000

NEW SECTION. Sec. 5042. FOR THE UNIVERSITY OF WASHINGTON

Evans School - Parrington Hall Renovation (30000810)

Reappropriation:

State Building Construction Account—State \$8,000,000
 Prior Biennia (Expenditures) \$2,000,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$10,000,000

NEW SECTION. Sec. 5043. FOR THE UNIVERSITY OF WASHINGTON

2019-21 Minor Works - Preservation (40000004)

Appropriation:

University of Washington Building Account—State	\$43,466,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$141,864,000
TOTAL	\$185,330,000

NEW SECTION. Sec. 5044. FOR THE UNIVERSITY OF WASHINGTON

Behavioral Health Teaching Facility (40000038)

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

(1)(a) The appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1593 (behavioral health teaching facility). The appropriation provided may be used for predesign, siting, and design costs. If the bill is not enacted by June 30, 2019, the amount provided in this section shall lapse.

(b) The university must submit the predesign to the appropriate legislative committees by February 1, 2020.

(2) The behavioral health teaching facility must provide a minimum of fifty long-term civil commitment beds, fifty geriatric/voluntary psychiatric beds, and fifty licensed medical/surgery beds, with the capacity to treat patients with psychiatric diagnoses and/or substance use disorders. The project construction must also include construction of a 24/7 telehealth consultation program within the facility.

Appropriation:

State Building Construction Account—State	\$33,250,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$191,250,000
TOTAL	\$224,500,000

NEW SECTION. Sec. 5045. FOR THE UNIVERSITY OF WASHINGTON

Ctr for Advanced Materials and Clean Energy Research Test Beds (91000016)

Reappropriation:

State Building Construction Account—State	\$18,500,000
Prior Biennia (Expenditures)	\$10,500,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$29,000,000

NEW SECTION. Sec. 5046. FOR THE UNIVERSITY OF WASHINGTON

Preventive Facility Maintenance and Building System Repairs (91000024)

Appropriation:

University of Washington Building Account—State	\$25,825,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$25,825,000

NEW SECTION. Sec. 5047. FOR THE UNIVERSITY OF WASHINGTON

Behavioral Health Institute at Harborview Medical Center (91000025)

Appropriation:

State Building Construction Account—State	\$500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$500,000

NEW SECTION. Sec. 5048. FOR THE UNIVERSITY OF WASHINGTON

UW Tacoma Campus Soil Remediation (92000002)

Appropriation:

Model Toxics Control Capital Account—State	\$1,800,000
Prior Biennia (Expenditures)	\$6,124,000
Future Biennia (Projected Costs)	\$4,000,000
TOTAL	\$11,924,000

NEW SECTION. Sec. 5049. FOR THE WASHINGTON STATE UNIVERSITY

Washington State University Pullman - Plant Sciences Building (REC#5) (30000519)

Reappropriation:

State Building Construction Account—State	\$26,213,000
Prior Biennia (Expenditures)	\$32,887,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$59,100,000

NEW SECTION. Sec. 5050. FOR THE WASHINGTON STATE UNIVERSITY

Washington State University Tri-Cities - Academic Building (30001190)

Reappropriation:

State Building Construction Account—State	\$2,267,000
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Appropriation:

State Building Construction Account—State
 \$27,000,000

Prior Biennia (Expenditures)..... \$1,133,000

Future Biennia (Projected Costs) \$0

TOTAL \$30,400,000

NEW SECTION. Sec. 5051. FOR THE WASHINGTON STATE UNIVERSITY

Global Animal Health Building (30001322)

Reappropriation:

State Building Construction Account—State
 \$7,000,000

Appropriation:

State Building Construction Account—State
 \$36,400,000

Prior Biennia (Expenditures)..... \$16,000,000

Future Biennia (Projected Costs) \$0

TOTAL \$59,400,000

NEW SECTION. Sec. 5052. FOR THE WASHINGTON STATE UNIVERSITY

2017-19 Minor Works - Preservation (MCR)
 (30001342)

Reappropriation:

Washington State University Building Account—
 State..... \$2,500,000

Prior Biennia (Expenditures)..... \$19,795,000

Future Biennia (Projected Costs) \$0

TOTAL \$22,295,000

NEW SECTION. Sec. 5053. FOR THE WASHINGTON STATE UNIVERSITY

Everett Real Estate Acquisition (40000006)

Appropriation:

Washington State University Building Account—
 State..... \$10,000,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$0

TOTAL \$10,000,000

NEW SECTION. Sec. 5054. FOR THE WASHINGTON STATE UNIVERSITY

Minor Capital Program (MCI&Omn Eqp): 2019-21
 (40000010)

Appropriation:

Washington State University Building Account—

State\$5,328,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs).....\$20,000,000

TOTAL\$25,328,000

NEW SECTION. Sec. 5055. FOR THE WASHINGTON STATE UNIVERSITY

Minor Capital Preservation (MCR): 2019-21
 (40000011)

Appropriation:

Washington State University Building Account—
 State\$21,400,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs).....\$85,600,000

TOTAL\$107,000,000

NEW SECTION. Sec. 5056. FOR THE WASHINGTON STATE UNIVERSITY

Spokane-Biomedical and Health Sc Building Ph II
 (40000012)

Appropriation:

Washington State University Building Account—
 State\$500,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs).....\$83,600,000

TOTAL\$84,100,000

NEW SECTION. Sec. 5057. FOR THE WASHINGTON STATE UNIVERSITY

Preventive Facility Maintenance and Building
 System Repairs (91000041)

Appropriation:

Washington State University Building Account—
 State\$10,115,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL\$10,115,000

NEW SECTION. Sec. 5058. FOR THE EASTERN WASHINGTON UNIVERSITY

Interdisciplinary Science Center (30000001)

Reappropriation:

State Building Construction Account—State
\$55,000,000

Prior Biennia (Expenditures)\$17,200,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$72,200,000
NEW SECTION. Sec. 5059. FOR THE EASTERN WASHINGTON UNIVERSITY

Science Renovation (30000507)

Appropriation:

State Building Construction Account—State \$7,937,000

Prior Biennia (Expenditures)..... \$350,000

Future Biennia (Projected Costs) \$103,838,000

TOTAL \$112,125,000

NEW SECTION. Sec. 5060. FOR THE EASTERN WASHINGTON UNIVERSITY

Engineering Building (30000556)

Reappropriation:

Eastern Washington University Capital Projects

Account—State \$245,000

Prior Biennia (Expenditures)..... \$100,000

Future Biennia (Projected Costs) \$56,695,000

TOTAL \$57,040,000

NEW SECTION. Sec. 5061. FOR THE EASTERN WASHINGTON UNIVERSITY

Minor Works: Preservation 2019-21 (40000011)

Appropriation:

Eastern Washington University Capital Projects

Account—State \$6,500,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$26,000,000

TOTAL \$32,500,000

NEW SECTION. Sec. 5062. FOR THE EASTERN WASHINGTON UNIVERSITY

Minor Works: Program 2019-21 (40000015)

Appropriation:

Eastern Washington University Capital Projects

Account—State \$2,500,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$10,000,000

TOTAL \$12,500,000

NEW SECTION. Sec. 5063. FOR THE EASTERN WASHINGTON UNIVERSITY

Infrastructure Renewal II (40000016)

Appropriation:

State Building Construction Account—State \$15,000,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL \$15,000,000

NEW SECTION. Sec. 5064. FOR THE EASTERN WASHINGTON UNIVERSITY

Preventative Maintenance/Backlog Reduction (40000017)

Appropriation:

Eastern Washington University Capital Projects

Account—State \$2,217,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL \$2,217,000

NEW SECTION. Sec. 5065. FOR THE EASTERN WASHINGTON UNIVERSITY

Albers Court Improvements (40000036)

Appropriation:

State Building Construction Account—State \$4,953,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL \$4,953,000

NEW SECTION. Sec. 5066. FOR THE EASTERN WASHINGTON UNIVERSITY

Minor Works - Facility Preservation (91000019)

Reappropriation:

Eastern Washington University Capital Projects

Account—State \$3,000,000

Prior Biennia (Expenditures) \$4,500,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$7,500,000

NEW SECTION. Sec. 5067. FOR THE EASTERN WASHINGTON UNIVERSITY

Minor Works - Program (91000021)

Reappropriation:

Eastern Washington University Capital Projects

Account—State \$1,500,000

Prior Biennia (Expenditures) \$1,000,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$2,500,000

NEW SECTION. Sec. 5068. FOR THE CENTRAL WASHINGTON UNIVERSITY

Nutrition Science (30000456)

Reappropriation:

State Building Construction Account—State \$21,550,000

Appropriation:

State Building Construction Account—State \$32,000,000

Prior Biennia (Expenditures)..... \$6,030,000

Future Biennia (Projected Costs) \$0

TOTAL \$59,580,000

NEW SECTION. Sec. 5069. FOR THE CENTRAL WASHINGTON UNIVERSITY

Minor Works Preservation (30000783)

Reappropriation:

Central Washington University Capital Projects
Account—State \$500,000

Prior Biennia (Expenditures)..... \$7,000,000

Future Biennia (Projected Costs) \$0

TOTAL \$7,500,000

NEW SECTION. Sec. 5070. FOR THE CENTRAL WASHINGTON UNIVERSITY

Minor Works Program: 2019-21 (40000007)

Appropriation:

Central Washington University Capital Projects
Account—State \$1,000,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$4,000,000

TOTAL \$5,000,000

NEW SECTION. Sec. 5071. FOR THE CENTRAL WASHINGTON UNIVERSITY

Health Education (40000009)

Appropriation:

State Building Construction Account—State \$5,000,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$55,000,000

TOTAL \$60,000,000

NEW SECTION. Sec. 5072. FOR THE CENTRAL WASHINGTON UNIVERSITY

Minor Works Preservation: 2019-21 (40000041)

Appropriation:

Central Washington University Capital Projects
Account—State \$7,000,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$28,000,000
TOTAL \$35,000,000

NEW SECTION. Sec. 5073. FOR THE CENTRAL WASHINGTON UNIVERSITY

Preventive Facility Maintenance and Building System Repairs (910000018)

Appropriation:

Central Washington University Capital Projects
Account—State \$2,422,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$0
TOTAL \$2,422,000

NEW SECTION. Sec. 5074. FOR THE EVERGREEN STATE COLLEGE

Lab I Seismic and HVAC Renovation (30000586)

Appropriation:

State Building Construction Account—State \$4,000,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs)..... \$0
TOTAL \$4,000,000

NEW SECTION. Sec. 5075. FOR THE EVERGREEN STATE COLLEGE

Critical Power, Safety, and Security Systems (30000613)

Reappropriation:

State Building Construction Account—State \$8,600,000
Prior Biennia (Expenditures) \$1,900,000
Future Biennia (Projected Costs)..... \$0
TOTAL \$10,500,000

NEW SECTION. Sec. 5076. FOR THE EVERGREEN STATE COLLEGE

Health and Counseling Center (30000614)

Reappropriation:

State Building Construction Account—State \$400,000

Appropriation:

State Building Construction Account—State	\$5,400,000
.....	
Prior Biennia (Expenditures).....	\$100,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,900,000

NEW SECTION. Sec. 5077. FOR THE EVERGREEN STATE COLLEGE

Infrastructure Master Plan (40000021)

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

(1) The appropriation in this section is provided solely for the development of an innovative integrated infrastructure master plan at The Evergreen State College. The plan must detail a capital improvement strategy to transition the Olympia campus legacy infrastructure to a world-class set of integrated systems that supply highly reliable and optimized services for power, heat, clean water, wastewater, storm water, and solid waste.

(2) The infrastructure master plan may be developed by a consultant team selected through a design competition between private sector construction management firms experienced in performance contracting with the following conditions:

(a) No more than four firms may be selected to compete, and no more than three honoraria may be awarded to the unsuccessful competitors; and

(b) Criteria for selecting the consultant team may include, but is not limited to, the ability to create a plan that is affordable; creates greater resiliency, adaptability, and continuous improvement; and greater environmental performance.

(5) Any improvements to infrastructure from the infrastructure master plan must be maintained and operated by the staff of The Evergreen State College.

Appropriation:

The Evergreen State College Capital Projects	
Account—State	\$500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$30,909,000
TOTAL	\$31,409,000

NEW SECTION. Sec. 5078. FOR THE EVERGREEN STATE COLLEGE

Facilities Preservation (91000010)

Reappropriation:

The Evergreen State College Capital Projects	
Account—State	\$1,100,000
Prior Biennia (Expenditures).....	\$6,400,000
Future Biennia (Projected Costs)	\$0

TOTAL	\$7,500,000
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NEW SECTION. Sec. 5079. FOR THE EVERGREEN STATE COLLEGE

Historic Lord Mansion (91000029)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5016, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$100,000
.....	
Prior Biennia (Expenditures)	\$404,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$504,000

NEW SECTION. Sec. 5080. FOR THE EVERGREEN STATE COLLEGE

Minor Works—Preservation: 2019-21 (91000031)

Appropriation:

State Building Construction Account—State	\$1,000,000
.....	
The Evergreen State College Capital Projects	
Account—State	\$4,866,000
Subtotal Appropriation	\$5,866,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$24,000,000
TOTAL	\$29,866,000

NEW SECTION. Sec. 5081. FOR THE EVERGREEN STATE COLLEGE

Minor Works Program: 2019-21 (91000033)

Appropriation:

The Evergreen State College Capital Projects	
Account—State	\$1,500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$6,000,000
TOTAL	\$7,500,000

NEW SECTION. Sec. 5082. FOR THE EVERGREEN STATE COLLEGE

Preventive Facility Maintenance and Building System Repairs (91000034)

Appropriation:

The Evergreen State College Capital Projects	
Account—State	\$880,000
Prior Biennia (Expenditures)	\$0

Future Biennia (Projected Costs) \$0
 TOTAL \$880,000

NEW SECTION. Sec. 5083. FOR THE WESTERN WASHINGTON UNIVERSITY

Access Control Security Upgrades (30000604)

Reappropriation:

Western Washington University Capital Projects
 Account—State \$750,000
 Prior Biennia (Expenditures)..... \$750,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$1,500,000

NEW SECTION. Sec. 5084. FOR THE WESTERN WASHINGTON UNIVERSITY

Sciences Building Addition & Renovation (30000768)

Reappropriation:

State Building Construction Account—State \$4,000,000

Appropriation:

State Building Construction Account—State \$60,000,000
 Prior Biennia (Expenditures)..... \$2,000,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$66,000,000

NEW SECTION. Sec. 5085. FOR THE WESTERN WASHINGTON UNIVERSITY

2017-19 Classroom & Lab Upgrades (30000769)

Reappropriation:

State Building Construction Account—State \$3,500,000

Western Washington University Capital Projects
 Account—State \$450,000
 Subtotal Reappropriation..... \$3,950,000

Prior Biennia (Expenditures)..... \$2,700,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$6,650,000

NEW SECTION. Sec. 5086. FOR THE WESTERN WASHINGTON UNIVERSITY

Elevator Preservation Safety and ADA Upgrades (30000772)

Reappropriation:

State Building Construction Account—State \$1,800,000

Western Washington University Capital Projects

Account—State\$1,000,000
 Subtotal Reappropriation\$2,800,000

Prior Biennia (Expenditures)\$388,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$3,188,000

NEW SECTION. Sec. 5087. FOR THE WESTERN WASHINGTON UNIVERSITY

Minor Works - Preservation (30000781)

Reappropriation:

State Building Construction Account—State\$1,100,000

Western Washington University Capital Projects
 Account—State\$3,000,000
 Subtotal Reappropriation\$4,100,000

Prior Biennia (Expenditures)\$2,079,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$6,179,000

NEW SECTION. Sec. 5088. FOR THE WESTERN WASHINGTON UNIVERSITY

2019-21 Classroom & Lab Upgrades (30000869)

Appropriation:

State Building Construction Account—State\$2,500,000

Western Washington University Capital Projects
 Account—State\$500,000
 Subtotal Appropriation\$3,000,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL\$3,000,000

NEW SECTION. Sec. 5089. FOR THE WESTERN WASHINGTON UNIVERSITY

Electrical Engineering/Computer Science Building (30000872)

The appropriation in this section is subject to the following conditions and limitations: The legislature intends to provide funding for both design and construction of this project in the 2021-2023 biennium. At least 10.0 percent of the total cost of this project must be paid from private funds.

Appropriation:

State Building Construction Account—State\$2,000,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs).....\$46,000,000

TOTAL \$48,000,000

NEW SECTION. Sec. 5090. FOR THE WESTERN WASHINGTON UNIVERSITY

Minor Works - Preservation: 2019-21 (30000873)

Appropriation:

Western Washington University Capital Projects
 Account—State \$6,846,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$55,768,000
 TOTAL \$62,614,000

NEW SECTION. Sec. 5091. FOR THE WESTERN WASHINGTON UNIVERSITY

Minor Works - Program: 2019-21 (30000885)

Appropriation:

Western Washington University Capital Projects
 Account—State \$1,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$31,136,000
 TOTAL \$32,136,000

NEW SECTION. Sec. 5092. FOR THE WESTERN WASHINGTON UNIVERSITY

Preventive Facility Maintenance and Building System Repairs (91000013)

Appropriation:

Western Washington University Capital Projects
 Account—State \$3,614,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$3,614,000

NEW SECTION. Sec. 5093. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Washington Heritage Grants (30000237)

Reappropriation:

State Building Construction Account—State \$643,000
 Prior Biennia (Expenditures)..... \$9,054,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$9,697,000

NEW SECTION. Sec. 5094. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Minor Works - Preservation (30000288)

Reappropriation:

State Building Construction Account—State \$1,350,000
 Prior Biennia (Expenditures) \$2,150,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$3,500,000

NEW SECTION. Sec. 5095. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Heritage Capital Grants Projects (30000297)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5054, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State \$7,885,000
 Prior Biennia (Expenditures) \$1,101,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$8,986,000

NEW SECTION. Sec. 5096. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Strategic Facility Master Plan (40000004)

Reappropriation:

State Building Construction Account—State \$42,000
 Prior Biennia (Expenditures) \$33,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$75,000

NEW SECTION. Sec. 5097. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Heritage Capital Grant Projects: 2019-21 (40000014)

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

(1) The appropriation is subject to the provisions of RCW 27.34.330.

(2) The appropriation is provided solely for the following list of projects:

Metro Parks Tacoma - W.W. Seymour Botanical Conservatory Rehab.....\$773,000
 Discover Your Northwest - Chittenden Locks Fish Ladder Viewing\$382,000
 Foss Waterway Seaport - Balfour Dock Building:
 Phase III.....\$307,000
 City of Tumwater, WA - Old Brewhouse Tower Rehab\$513,000

Gig Harbor - Harbor History Museum - Fishing	Preservation	\$1,000,000
Vessel Shenandoah.....		\$100,000
City of Vancouver, Washington - Re-roof 3 Bldgs	North Bay Historical Society - Sargent Oyster House	
Officer's Row.....	Restoration	\$160,000
NW School of Wooden Boatbuilding - Expanding	City of Lynnwood - Heritage Park Water Tower	
Public	Phase II	
Access	Renovation	\$124,000
Kalispel Tribe - Restoration of Our Lady of	Town of Waverly - Restoration of Prairie View	
Sorrows Church.....	Schoolhouse	\$55,000
KC Dept. of Natural Resources - Mukai Farmstead	City of Lacey - Renovating Lacey warehouse for	
& Garden	new museum	\$979,000
Preserv.....	Northwest Schooner Society - Restoration 1906	
City of Edmonds - Edmonds Museum (Carnegie	Keepers	
Library	Quarters.....	\$82,000
Restoration)	Sammamish Heritage Society - Reard House Phase	
Vancouver National Historic Reserve Trust -	III:	
Renovate	Reconstruct	\$123,000
Providence.....	Cheney Depot Society - Cheney Depot Relocation	
Washington Trust for Historic Preservation -	&	
Stimson-Green	Rehabilitation.....	\$367,000
Mansion.....	The 5th Ave Theatre Assoc - Theatre Upgrade:	
Phinney Neighborhood Association - John B.	Auditorium.....	\$560,000
Allen School.....	Highline Historical Society - Phase 3: Highline	
PNW Railroad Archive - Mounting rails....	Heritage	
City of Roslyn - Historic Community Center,	Museum	\$71,000
Library,	University Place Historical Society - Curran House	
& City Hall.....	History Museum.....	\$41,000
Quincy Valley Historical Society & Museum -	Coupeville Maritime Heritage Foundation - Preserv	
Comm	of	
Heritage Barn	vessel Suva.....	\$71,000
The NW Railway Museum - Puget Sound Electric	Fort Worden Public Development Authority - Sage	
Railway	Arts &	
Interurban	Ed Ctr.....	\$560,000
The Cutter Theatre - 1912 Metaline Falls School	South Pierce County Historical Society - Eatonville	
Re-Roofing.....	Tofu House	\$15,000
Delridge Neighborhoods Dev Assoc - Structural	City of Everett - Van Valley Home lead Abatement	
improvements	&	
Seattle City Light - Continue Georgetown Steam	Pres	\$67,000
Plan.....	Appropriation:	
Skagit County Historical Society - Skagit City	State Building Construction Account—State	
School Rehab.....	.....	\$9,737,000
Mount Baker Theatre - Mount Baker Theatre	Prior Biennia (Expenditures)	\$0
	Future Biennia (Projected Costs).....	\$0

TOTAL \$9,737,000

NEW SECTION. Sec. 5098. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Minor Works - Preservation: 2019-21 (40000086)

Appropriation:

State Building Construction Account—State \$1,545,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$9,543,000

TOTAL \$11,088,000

NEW SECTION. Sec. 5099. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

Minor Works - Preservation (40000001)

Reappropriation:

State Building Construction Account—State \$332,000

Prior Biennia (Expenditures)..... \$438,000

Future Biennia (Projected Costs) \$0

TOTAL \$770,000

NEW SECTION. Sec. 5100. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

Campbell and Carriage House Repairs and Restoration (40000017)

Appropriation:

State Building Construction Account—State \$1,000,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$0

TOTAL \$1,000,000

NEW SECTION. Sec. 5101. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

Minor Works - Preservation: 2019-21 (40000026)

Appropriation:

State Building Construction Account—State \$800,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$3,200,000

TOTAL \$4,000,000

NEW SECTION. Sec. 5102. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Tacoma Community College: Health Careers Center (20082701)

Reappropriation:

State Building Construction Account—State \$14,000

Prior Biennia (Expenditures) \$34,447,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$34,461,000

NEW SECTION. Sec. 5103. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Yakima Valley Community College: Palmer Martin Building (30000121)

Reappropriation:

State Building Construction Account—State \$953,000

Prior Biennia (Expenditures) \$19,287,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$20,240,000

NEW SECTION. Sec. 5104. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Olympic College: College Instruction Center (30000122)

Reappropriation:

State Building Construction Account—State \$1,737,000

Prior Biennia (Expenditures) \$48,403,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$50,140,000

NEW SECTION. Sec. 5105. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Centralia Community College: Student Services (30000123)

Reappropriation:

State Building Construction Account—State \$276,000

Prior Biennia (Expenditures) \$34,330,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$34,606,000

NEW SECTION. Sec. 5106. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Peninsula College: Allied Health and Early Childhood Dev Center (30000126)

Reappropriation:

State Building Construction Account—State
 \$433,000

Prior Biennia (Expenditures)..... \$25,167,000

Future Biennia (Projected Costs) \$0

TOTAL \$25,600,000

NEW SECTION. Sec. 5107. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Grays Harbor College: Student Services and Instructional Building (30000127)

Reappropriation:

State Building Construction Account—State
 \$3,480,000

Prior Biennia (Expenditures)..... \$671,000

Future Biennia (Projected Costs) \$0

TOTAL \$4,151,000

NEW SECTION. Sec. 5108. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

South Seattle Community College: Cascade Court (30000128)

Reappropriation:

State Building Construction Account—State
 \$441,000

Prior Biennia (Expenditures)..... \$29,877,000

Future Biennia (Projected Costs) \$0

TOTAL \$30,318,000

NEW SECTION. Sec. 5109. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

North Seattle Community College: Technology Building Renewal (30000129)

Reappropriation:

State Building Construction Account—State
 \$569,000

Prior Biennia (Expenditures)..... \$24,847,000

Future Biennia (Projected Costs) \$0

TOTAL \$25,416,000

NEW SECTION. Sec. 5110. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Clark College: North County Satellite (30000135)

Reappropriation:

State Building Construction Account—State
\$5,494,000

Prior Biennia (Expenditures)\$194,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$5,688,000

NEW SECTION. Sec. 5111. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Everett Community College: Learning Resource Center (30000136)

Reappropriation:

State Building Construction Account—State
\$3,835,000

Prior Biennia (Expenditures)\$180,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$4,015,000

NEW SECTION. Sec. 5112. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Edmonds Community College: Science, Engineering, Technology Bldg (30000137)

Reappropriation:

State Building Construction Account—State
\$34,809,000

Prior Biennia (Expenditures)\$12,268,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$47,077,000

NEW SECTION. Sec. 5113. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Whatcom Community College: Learning Commons (30000138)

Reappropriation:

State Building Construction Account—State
\$27,244,000

Prior Biennia (Expenditures)\$9,530,000

Future Biennia (Projected Costs)..... \$0

TOTAL\$36,774,000

NEW SECTION. Sec. 5114. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Big Bend: Professional-Technical Education Center (30000981)

Reappropriation:

State Building Construction Account—State
\$24,056,000

Prior Biennia (Expenditures)..... \$13,330,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$37,386,000

NEW SECTION. Sec. 5115. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Spokane: Main Building South Wing Renovation (30000982)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5025, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State \$14,119,000
 Prior Biennia (Expenditures)..... \$14,387,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$28,506,000

NEW SECTION. Sec. 5116. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Highline: Health and Life Sciences (30000983)

Reappropriation:

State Building Construction Account—State \$17,490,000
 Prior Biennia (Expenditures)..... \$9,663,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$27,153,000

NEW SECTION. Sec. 5117. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Wenatchee Valley: Wells Hall Replacement (30000985)

Reappropriation:

State Building Construction Account—State \$2,208,000

Appropriation:

State Building Construction Account—State \$29,531,000
 Prior Biennia (Expenditures)..... \$632,000
 Future Biennia (Projected Costs) \$0
 TOTAL \$32,371,000

NEW SECTION. Sec. 5118. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Olympic: Shop Building Renovation (30000986)

Reappropriation:

State Building Construction Account—State \$948,000

Appropriation:

State Building Construction Account—State \$7,652,000
 Prior Biennia (Expenditures) \$5,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$8,605,000

NEW SECTION. Sec. 5119. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Pierce Fort Steilacoom: Cascade Building Renovation - Phase 3 (30000987)

Reappropriation:

State Building Construction Account—State \$3,278,000

Appropriation:

State Building Construction Account—State \$31,592,000
 Prior Biennia (Expenditures) \$230,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$35,100,000

NEW SECTION. Sec. 5120. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

South Seattle: Automotive Technology Renovation and Expansion (30000988)

Reappropriation:

State Building Construction Account—State \$1,782,000

Appropriation:

State Building Construction Account—State \$23,376,000
 Prior Biennia (Expenditures) \$719,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$25,877,000

NEW SECTION. Sec. 5121. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Bates: Medical Mile Health Science Center (30000989)

Reappropriation:

State Building Construction Account—State \$2,933,000

Appropriation:

State Building Construction Account—State
 \$40,828,000

Prior Biennia (Expenditures)..... \$305,000

Future Biennia (Projected Costs) \$0

TOTAL \$44,066,000

NEW SECTION. Sec. 5122. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Shoreline: Allied Health, Science & Manufacturing Replacement (30000990)

Reappropriation:

State Building Construction Account—State
 \$2,902,000

Appropriation:

State Building Construction Account—State
 \$36,642,000

Prior Biennia (Expenditures)..... \$690,000

Future Biennia (Projected Costs) \$0

TOTAL \$40,234,000

NEW SECTION. Sec. 5123. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

North Seattle Library Building Renovation (30001451)

Reappropriation:

State Building Construction Account—State
 \$3,419,000

Prior Biennia (Expenditures)..... \$29,000

Future Biennia (Projected Costs) \$0

TOTAL \$3,448,000

NEW SECTION. Sec. 5124. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Walla Walla Science and Technology Building Replacement (30001452)

Reappropriation:

State Building Construction Account—State
 \$1,093,000

Prior Biennia (Expenditures)..... \$63,000

Future Biennia (Projected Costs) \$0

TOTAL \$1,156,000

NEW SECTION. Sec. 5125. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Cascadia Center for Science and Technology (30001453)

Reappropriation:

State Building Construction Account—State
 \$165,000

Prior Biennia (Expenditures) \$131,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$296,000

NEW SECTION. Sec. 5126. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Spokane Falls: Fine and Applied Arts Replacement (30001458)

Reappropriation:

State Building Construction Account—State
 \$2,616,000

Prior Biennia (Expenditures) \$211,000

Future Biennia (Projected Costs)..... \$0

TOTAL \$2,827,000

NEW SECTION. Sec. 5127. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Preventive Facility Maintenance and Building System Repairs (40000043)

Appropriation:

Community and Technical College Capital

Projects Account—State \$22,800,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL \$22,800,000

NEW SECTION. Sec. 5128. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Lake Washington: Center for Design (40000102)

Appropriation:

State Building Construction Account—State
 \$3,160,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$31,308,000

TOTAL \$34,468,000

NEW SECTION. Sec. 5129. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Olympic Innovation and Technology Learning Center (40000103)

Appropriation:

State Building Construction Account—State
 \$2,552,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$21,703,000

TOTAL \$24,255,000

NEW SECTION. Sec. 5130. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Minor Works - Program (40000112)

Appropriation:

State Building Construction Account—State
 \$39,841,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$0

TOTAL \$39,841,000

NEW SECTION. Sec. 5131. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Bates: Fire Service Training Center (40000130)

Appropriation:

State Building Construction Account—State
 \$2,802,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$30,000,000

TOTAL \$32,802,000

NEW SECTION. Sec. 5132. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Bellevue: Center for Transdisciplinary Learning and Innovation (40000168)

Appropriation:

State Building Construction Account—State
 \$2,839,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs) \$38,476,000

TOTAL \$41,315,000

NEW SECTION. Sec. 5133. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Facility Repairs (40000169)

Appropriation:

State Building Construction Account—State
 \$32,318,000

Community and Technical College Capital

Projects Account—State\$6,209,000

Subtotal Appropriation\$38,527,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL\$38,527,000

NEW SECTION. Sec. 5134. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Roof Repairs (40000171)

Appropriation:

Community and Technical College Capital

Projects Account—State\$15,252,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL\$15,252,000

NEW SECTION. Sec. 5135. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Site Repairs (40000173)

Appropriation:

State Building Construction Account—State
\$3,310,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL\$3,310,000

NEW SECTION. Sec. 5136. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Minor Works - Preservation (40000258)

Appropriation:

Community and Technical College Capital

Projects Account—State\$23,739,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL\$23,739,000

NEW SECTION. Sec. 5137. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Pierce Puyallup: STEM building (40000293)

Appropriation:

State Building Construction Account—State
\$3,369,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs) \$37,230,000
 TOTAL \$40,599,000

NEW SECTION. Sec. 5138. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

2019-21 Career Preparation and Launch Equipment Grants (40000306)

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

(1) This appropriation is provided solely for the state board for community and technical colleges to provide competitive grants to community and technical colleges to purchase and install equipment that expands career-connected learning opportunities.

(2) The state board for community and technical colleges shall develop common criteria for providing competitive grant funding and outcomes for specific projects.

Appropriation:

State Building Construction Account—State \$5,000,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$5,000,000

NEW SECTION. Sec. 5139. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Seattle Central College: Suite 140 Medical Assistant Tenant Improvements (91000432)

The appropriations in this section are subject to the following conditions and limitations: The appropriation in this section is provided solely for tenant improvements for suite 140 for the medical assistant program at Seattle Central College.

Appropriation:

State Building Construction Account—State \$200,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$200,000

PART 6

2019 SUPPLEMENTAL CAPITAL BUDGET

Sec. 6001. 2018 c 2 s 1010 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Public Works Assistance Account Construction Loans (30000878)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the following list of public works projects:

180th St SE SR 527 Brook Blvd (Snohomish)\$3,000,000
 35th Ave SE Phase II SR 524 to 180th St SE (Snohomish).....\$3,000,000
 61st/190th Culvert Replacement & Embankment Repair (Kenmore).....\$1,500,000
 Automated Meter Reading System (Birch Bay)\$1,500,000
 Cedar Hills Regional Landfill North Flare Station Repair (King).....\$1,583,000
 Cedar Hills Regional Landfill Pump Station Repairs (King).....\$3,000,000
 City Street Light Conversion to Light Emitting Diode (Vancouver)\$4,816,000
 Fairview Ave N Bridge Replacement (Seattle)\$10,000,000
 Georgetown Wet Weather Treatment Station (King)\$3,500,000
 ((Isaacs Avenue Improvements Phase 2 (Walla Walla)).....\$3,962,000))
 Kennewick Automated Meter Reading Project (Kennewick).....\$6,000,000
 ((Landslide Repairs (Aberdeen)).....\$373,000))
 McKinnon Creek Wellfield Infrastructure Improvements (Lake Forest).....\$200,000
 Miller Street Re-Alignment and Storm Repairs (Wenatchee).....\$4,826,000
 ((NE 10th Avenue (Clark)\$10,000,000))
 Ostrich Creek Culvert Improvements (Bremerton)\$4,688,000
 Pine Basin Watershed Storm Sewer Improvements (Bremerton).....\$3,881,000
 ((Slater Road/Jordan Creek Fish Passage Project (Whatecom)\$5,000,000))
 South Fork McCorkle Creek Stormwater Detention Facility (Lexington)\$4,700,000
 Sudbury Landfill Area 7 Cell 3 Construction

(Walla Walla)	\$2,978,000
Sunset Reservoir Rehabilitation (Spokane)	
.....	\$1,412,000
Thurston Co. PUD No. 1 Replacement and Upgrades	
(Thurston).....	(\$1,028,000) <u>\$480,000</u>
Tipping Floor Restoration & Safety Upgrades	
(Lincoln).....	\$156,000
US 395/Ridgeline Interchange (Kennewick)	
.....	\$6,000,000
Wastewater Reuse Project (Quincy).....	\$10,000,000
Appropriation:	
State Taxable Building Construction Account—	
State	(\$97,103,000)
	<u>\$77,220,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	<u>\$97,103,000</u>
	<u>\$77,220,000</u>

Sec. 6002. 2018 c 2 s 1019 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

PWAA Preconstruction and Emergency Loan Programs (40000009)

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

(1) \$5,000,000 is (~~provided solely~~) for the public works board's emergency loan program.

(2) \$14,000,000 is (~~provided solely~~) for the public works board's preconstruction loan program.

Appropriation:

State Taxable Building Construction Account—	
State	\$19,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$19,000,000

Sec. 6003. 2018 c 298 s 1004 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2018 Local and Community Projects (40000005)

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

(1) The department shall not expend the appropriations in this section unless and until the nonstate share of project costs have been either expended or firmly

committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by the legislature. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(2) Prior to receiving funds, project recipients must demonstrate that the project site is under control for a minimum of ten years, either through ownership or a long-term lease. This requirement does not apply to appropriations for preconstruction activities or appropriations in which the sole purpose is to purchase real property that does not include a construction or renovation component.

(3) Projects funded in this section may be required to comply with Washington's high performance building standards as required by chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only, and shall not be advanced under any circumstances.

(5) In contracts for grants authorized under this section the department shall include provisions which require that capital improvements be held by the grantee for a specified period of time appropriate to the amount of the grant and that facilities be used for the express purpose of the grant. If the grantee is found to be out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued most closely to the date of authorization of the grant.

(6) Projects funded in this section, including those that are owned and operated by nonprofit organizations, are generally required to pay state prevailing wages.

(7) The appropriation is provided solely for the following list of projects:

Aberdeen Gateway Center (Aberdeen)...	\$1,750,000
Adams County Industrial Wastewater and Treatment Center (Othello)	\$1,250,000
Adna Elementary Playshed (Chehalis)	\$104,000
Airway Heights Recreation Complex (Airway Heights).....	\$515,000
Alder Creek Pioneer Museum Expansion (Bickelton)	\$500,000
Anderson Island Historical Society (Anderson Island)	\$26,000
Appleway Trail Amenities (Spokane Valley)	\$556,000
ARC Community Center Renovation (Bremerton)	\$81,000
Arlington Pocket Park Downtown Business District (Arlington)	\$46,000

Asia Pacific Cultural Center Design and Preconstruction (Tacoma).....	\$250,000	Coastal Harvest Roof Replacement (Hoquiam)	\$206,000
Belfair Sewer Extension to Puget Sound Industrial Ctr (Belfair).....	\$515,000	Cocoon House (Everett)	\$1,000,000
Billy Frank Jr. Heritage Center (Olympia)	\$206,000	College Place Well Consolidation and Replacement (College Place).....	\$900,000
Bloodworks NW Bloodmobiles	\$425,000	Columbia River Trail (Washougal)	\$1,000,000
Bothell Parks Projects (Bothell).....	\$309,000	Confluence Park Improvements (P2&3) (Issaquah)	\$206,000
Bridgeview Education and Employment Resource Center (Vancouver).....	\$500,000	Country Doctor Community Health Centers (Seattle).....	\$280,000
Brier ADA Ramp Updates Phase (Brier) ..	\$115,000	Covington Town Center Civic Plaza Development (Covington).....	\$820,000
Camp Schechter New Infrastructure and Dining Hall (Tumwater).....	\$200,000	Cross Park (Puyallup).....	\$1,500,000
Capitol Campus E. WA Butte (Olympia)....	\$52,000	Daffodil Heritage Float Barn (Puyallup) ...	\$103,000
Captain Joseph House (Port Angeles).....	\$225,000	Darrington Rodeo Grounds (Darrington)...	\$250,000
Carnation Central Business District Revitalization (Carnation)	\$1,545,000	Des Moines Marina Bulkhead & Fishing Pier Renovation (Des Moines).....	\$2,000,000
Castle Rock Fair LED Lighting (Castle Rock)	\$10,000	Disaster Response Communications Project (Colville).....	\$1,000,000
<u>Centennial Connect Project (Marysville) ..</u>	<u>\$642,000</u>	District 5 Public Safety Center (Sultan)...	\$1,500,000
Centennial Trail - Southern Extension #1 (Snohomish).....	\$1,000,000	Downtown Pocket Park at Rockwell (Port Orchard)	\$309,000
Centerville Grange Renovation (Centerville)	\$134,000	DuPont Historical Museum Renovation HVAC (DuPont).....	\$53,000
Centralia Fox Theatre Restoration (Centralia)	\$299,000	East Grays Harbor Fiber Project (Elma)....	\$463,000
Chamber Economic Development Project (Federal Way).....	\$250,000	East Hill YMCA/Park Renovation (Kent)	\$1,000,000
Chelan County Emergency Operations Center (Wenatchee).....	\$1,000,000	Eastside Community Center (Tacoma)...	\$2,550,000
Chelatchie Prairie Railroad Maintenance Bldg. Phase 2 (Yacolt)	\$250,000	Ebeby Waterfront Trail and Shoreline Access (Marysville)	\$1,000,000
Cherry St. Fellowship (Seattle).....	\$360,000	Emmanuel Life Center Kitchen (Spokane)	\$155,000
Children's Playgarden (Seattle).....	\$315,000	Ethiopian Community Affordable Senior Housing (Seattle).....	\$400,000
Chimacum Ridge Forest Pilot (Port Townsend)	\$3,400,000	Evergreen Pool Resurfacing (White Center)	\$247,000
City of Brewster Manganese Abatement (Brewster)	\$752,000	Fall City Wastewater Infrastructure Planning & Design (Fall City).....	\$1,000,000
Cityview Conversion to Residential Treatment (Moses Lake).....	\$250,000	Family Medicine Remodel (Goldendale)...	\$195,000
Clark County Historical Museum (Vancouver)	\$300,000	Federal Way Camera Replacement (Federal Way)	\$250,000
Clymer Museum and Gallery Remodel (Ellensburg)	\$258,000	Federal Way Senior Center (Federal Way)	\$175,000

Flood Protection Wall & Storage Building (Sultan)	\$286,000	Islandwood Comm Dining Hall and Kitchen (Bainbridge Island)	\$200,000
Food Lifeline Food Bank	\$1,250,000	Kenmore Public Boathouse (Kenmore)	\$250,000
Forestry Museum Building (Tenino).....	\$16,000	Key Peninsula Civic Center Generator (Vaughn)	\$60,000
Fox Island Catastrophic Emergency Preparation (Fox Island)	\$17,000	Key Peninsula Elder Community (Lakebay)	\$515,000
Francis Anderson Center Roofing Project (Edmonds)	\$391,000	Kitchen Upgrade Belfair Senior Center Meals on Wheels (Belfair).....	\$12,000
Freeland Water and Sewer District Sewer Project (Freeland)	\$1,500,000	Kitsap Reg. Library Foundation, Silverdale Library (Silverdale).....	\$250,000
FUSION Transitional Hse Pgm/FUSION Decor Boutique (Federal Way).....	\$500,000	Kona Kai Coffee Training Center (Tukwila)	\$407,000
Gig Harbor Sports Complex (Gig Harbor)	\$206,000	La Conner New Regional Library (La Conner)	\$500,000
Granger Historical Society Museum Acquisition (Granger).....	\$255,000	Lacey Boys and Girls Club (Lacey).....	\$30,000
Greater Maple Valley Veterans Memorial Foundation (Maple Valley)	\$258,000	Lake Chelan Community Hospital & Clinic Replacement (Chelan)	\$300,000
GreenBridge/4th Ave Streetscaping (White Center)	\$1,195,000	Lake City Comm Center, Renovate Magnuson Comm Center (Seattle).....	\$2,000,000
Harmony Sports Complex Infrastructure & Safety Imprve (Vancouver).....	\$1,177,000	Lake Stevens Civic Center (Lake Stevens)	\$3,100,000
Harrington School District #204, Pool Renovation (Harrington).....	\$97,000	Lake Stevens Food Bank (Lake Stevens) ..	\$300,000
Historic Mukai Farm and Garden Restoration (Vashon)	\$250,000	Lake Sylvia State Park Legacy Pavilion (Montesano)	\$696,000
Holly Ridge Center Building (Bremerton)	\$475,000	Lake Tye All-Weather Fields (Monroe) ...	\$800,000
Honor Point Military and Aerospace Museum (Spokane).....	\$100,000	Lakewood Playhouse Lighting System Upgrade (Lakewood).....	\$60,000
HopeWorks TOD Center (Everett).....	\$2,760,000	Lambert House Purchase (Seattle).....	\$500,000
Hoquiam Library (Hoquiam)	\$250,000	Larson Playfield Lighting Renovation (Moses Lake)	\$146,000
HUB Sports Center (Liberty Lake)	\$516,000	Lewis Co Fire Dist #1 Emergency Svcs Bldg & Resrce Ctr (Onalaska).....	\$80,000
Industrial Park No. 5 Road Improvements (George)	\$412,000	LIGO STEM Exploration Center (Richland)	\$411,000
Industrial Park No. 5 Water System Improvements (George)	\$700,000	Longbranch Marina (Longbranch).....	\$248,000
Inland Northwest Rail Museum (Reardan)	\$170,000	Longview Police Department Range and Training (Castle Rock)	\$271,000
Innovative Health Care Learning Center (Yakima)	\$1,000,000	Lyon Creek, SR 104 Fish Barrier Removal (Lake Forest Park).....	\$1,200,000
Interbay PDAC (Seattle)	\$900,000		
Intrepid Spirit Center (Tacoma)	\$1,000,000		

Maury Island Open Space Remediation (Maury Island).....	\$2,000,000	(Port Orchard).....	\$1,019,000
McChord Airfield North Clear Zone (Lakewood).....	\$2,000,000	Poulsbo Outdoor Salmon Observation Area (Poulsbo).....	\$475,000
Mill Creek Flood Control Project (Kent)	\$2,000,000	Puyallup Meeker Mansion Public Plaza (Puyallup).....	\$500,000
Millionair Club Charity Kitchen (Seattle)	\$167,000	Quincy Square on 4th (Bremerton).....	\$250,000
Moorlands Park Improvements (Kenmore).....	\$250,000	R.A. Long Park (Longview).....	\$296,000
Morrow Manor (Poulsbo).....	\$773,000	Redondo Beach Rocky Reef (Des Moines).....	\$500,000
Mount Baker Properties Cleanup Site (Seattle).....	\$1,100,000	Ridgefield Outdoor Recreation Complex (Ridgefield).....	\$750,000
Mount Rainier Early Warning System (Pierce County).....	\$1,751,000	Rochester Boys & Girls Club upgrades (Rochester).....	\$26,000
Mukilteo Tank Farm Remediation (Mukilteo).....	\$257,000	Save the Old Tower (Pasco).....	\$300,000
Multicultural Community Center (Seattle).....	\$1,300,000	Schilling Road Fire Station (Lyle).....	\$448,000
NE Snohomish County Community Services Campus		Scott Hill Park (Woodland).....	\$750,000
(Granite Falls).....	\$375,000	Seattle Aquarium (Seattle).....	\$400,000
NeighborCare Health (Vashon).....	\$3,000,000	Seattle Indian Health Board (Seattle).....	\$200,000
New Fire Station at Lake Lawrence (Yelm).....	\$252,000	Seattle Opera (Seattle).....	\$465,000
North Cove Erosion Control (South Bend)	\$650,000	Shelton Basin 3 Sewer Rehabilitation Project (Shelton).....	\$1,500,000
Northshore Athletic Fields (Woodinville)	\$400,000	Skagit Co Public Safety Emgcy Commun Ctr Exp/Remodel	
Northwest Improvement Company Building (Roslyn).....	\$1,000,000	(Mt. Vernon).....	\$525,000
Olmstead-Smith Historical Gardens Replacement Well		Skagit County Veterans Community Park (Sedro-Woolley).....	\$500,000
(Ellensburg).....	\$17,000	Skagit Valley YMCA (Mt. Vernon).....	\$400,000
Orting's Pedestrian Evacuation Crossing SR162 (Orting).....	\$500,000	Snohomish JROTC Program (Snohomish)	\$189,000
Othello Regional Water Project (Othello).....	\$1,000,000	South Gorge Trail (Spokane).....	\$250,000
Paradise Point Water Supply System Phase IV		South Snohomish County Community Resource Center	
(Ridgefield).....	\$500,000	(Lynnwood).....	\$2,210,000
Pepin Creek Realignment (Lynden).....	\$3,035,000	South Thurston County Meals on Wheels Kitchen Upgrade (Yelm).....	\$30,000
Performing Arts & Events Center (Federal Way).....	\$1,000,000	Southwest WA Agricultural Business Park (Tenino).....	\$618,000
Pioneer Village ADA Accessible Pathways (Ferndale).....	\$154,000	Southwest Washington Fair Grange Building Re-Roof	
Port Ilwaco/Port Chinook Marina Mtce Drdg & Matl Disps		(Chehalis).....	\$54,000
(Chinook).....	\$77,000	Spanaway Lake Management Plan (Spanaway).....	\$26,000
Port Orchard Marina Breakwater Refurbishment		Squalicum Waterway Maintenance Dredging (Bellingham).....	\$750,000
		Steilacoom Historical Museum Storage Building	

(Steilacoom)	\$31,000
Sunnyside Community Hospital (Sunnyside)	\$2,000,000
Sunset Career Center (Renton).....	\$412,000
Sunset Neighborhood Park (Renton).....	\$3,050,000
Tacoma's Historic Theater District (Tacoma)	\$1,000,000
Tam O'Shanter Athletic Arena (Kelso) ..	\$1,000,000
Toledo Beautification (Toledo).....	\$52,000
Trout Lake School/Community Soccer & Track Facility (Trout Lake)	\$77,000
Tumwater Boys and Girls Club (Olympia) .	\$36,000
Turning Pointe Domestic Violence Svc: Shelter Imprv/Rep (Shelton).....	\$27,000
Twisp Civic Building (Twisp).....	\$750,000
University YMCA (Seattle)	\$600,000
Veterans Memorial Museum (Chehalis) ...	\$354,000
Washington Agricultural Education Center (Lynden)	\$1,800,000
Washington Care Services (Seattle).....	\$400,000
Washington State Horse Park Covered Arena (Cle Elum).....	\$2,000,000
Waste Treatment and Sewer Collection System (Toppenish)	\$1,405,000
Wastewater Collection & Water Distribution Replacemnt (Carbonado).....	\$1,500,000
Water Treatment for Kidney Dialysis	\$499,000
Wayne Golf Course Region Park (Bothell)	\$1,000,000
Wesley Homes Bradley Park (Puyallup)	\$1,380,000
Westport Marina (Westport)	\$2,500,000
Weyerhaeuser Land Preservation (Federal Way).....	(\$750,000) <u>\$1,250,000</u>
Whidbey Island Youth Project (Oak Harbor and Coupeville)	\$300,000
White Pass Country Historical Museum (Packwood)	\$283,000
Whitehouse Additional Capital Campaign (Pasco)	\$1,500,000
Willows Road Regional Trail Connection (Kirkland)	\$1,442,000

Winlock HS Track (Winlock).....	\$103,000
Winlock Industrial Infrastructure Development (Winlock).....	\$1,500,000
Wishram School CTE Facility (Wishram).	\$150,000
Yakima Valley SunDome Repairs (Yakima)	\$206,000
Yelm City Park Playground Modernization (Yelm)	\$247,000
Youth Eastside Services (Bellevue).....	\$26,000
YWCA Family Justice Center (Spokane) ..	\$103,000

(8) \$26,000 of the appropriation in this section is provided solely for implementation of the Spanaway lake management plan.

(9) (~~\$750,000~~) \$1,250,000 of the appropriation in this section is provided solely for the planning, development, acquisition, and other activities pursuing open space conservation strategies for the historic Federal Way Weyerhaeuser campus. The grant recipient must be a regional nonprofit nature conservancy that works to conserve keystone properties selected by the city of Federal Way.

(10)(a) \$900,000 of the appropriation in this section is provided solely for an Interbay public development advisory committee. It is the intent of the legislature to examine current and future needs of a state entity that performs an essential public function on state-owned property located in one of the state's designated manufacturing industrial centers. The legislature further intends to explore the potential future uses of this state-owned property in the event that the state entity determines that it must relocate in order to protect its ability to perform its essential public function.

(b) The Interbay public development advisory committee is created to make recommendations regarding the highest public benefit and future economic development uses for the Washington army national guard armory facility in the city of Seattle, pier 91 property, located at the descriptions referred to in the quit claim deeds for two parcels of land, 24.75 acres total, dated January 8, 1971, and December 22, 2009.

(c) The Interbay advisory committee consists of seven persons appointed as follows:

(i) One person appointed by the speaker of the house of representatives;

(ii) One person appointed by the president of the senate; and

(iii) Five persons appointed by the governor, who must collectively have experience in forming public-private partnerships to develop workforce housing or affordable housing; knowledge of project financing options for public-private partnerships related to housing; architectural design and development experience related to industrial lands and mixed-use zoning to include housing; and experience

leading public processes to engage communities and other stakeholders in public discussions regarding economic development decisions.

(d) The Interbay public development advisory committee must:

(i) Work in collaboration with the military department to determine the needs of the military department if it is relocated from the land described in subsection (1) of this section, including identifying:

(A) Current uses;

(B) Future needs of the units currently at this location;

(C) Potential suitable publicly owned sites in Washington for relocation of current units; and

(D) The costs associated with acquisition, construction, and relocation to another site or sites for these units;

(ii) Explore the future economic development opportunities if the land described in subsection (1) of this section is vacated by the military department, and make recommendations, including identifying:

(A) Suitable and unsuitable future uses for the land;

(B) Environmental issues and associated costs;

(C) Current public infrastructure availability, future public infrastructure plans by local or regional entities, and potential public infrastructure needs;

(D) Transportation corridors in the immediate area and any potential right-of-way needs; and

(E) Existing zoning regulations for the land and potential future zoning needs to evaluate workforce housing, affordable housing, and other commercial and industrial development compatible with the Ballard-Interbay manufacturing industrial center designation;

(iii) Explore the potential funding sources and partners as well as any needed transactions, and make recommendations, including:

(A) Any potential private partners or investors;

(B) Necessary real estate transactions;

(C) Federal funding opportunities; and

(D) State and local funding sources, including any tax-related programs; and

(iv) Conduct at least three public meetings at a location within the Ballard-Interbay manufacturing industrial center, where a quorum of the Interbay public development advisory committee members are present, at which members of the public are invited to present to the Interbay advisory committee regarding the future uses of the site and potential issues such as industrial land use, commercial development, residential zoning, and public infrastructure needs(~~;~~ and

~~(v) Provide a report to the legislature and office of the governor with recommendations for each area described in this subsection (10)(d) by June 29, 2019. The Interbay advisory committee's recommendations must include recommendations regarding the structure, composition, and scope of authority of any subsequent state public development authority that may be established to implement the recommendations of the Interbay advisory committee created in this section).~~

~~(e) ((The Interbay advisory committee created in this section terminates June 30, 2019.~~

~~(f))~~ Nothing in this section authorizes the solicitation of interest or bids for work related to the purposes of this section.

~~((g))~~ (f) The department of commerce shall provide staff support to the Interbay advisory committee. The department may contract with outside consultants to provide any needed expertise.

~~((h))~~ (g) Legislative members of the Interbay advisory committee are reimbursed for travel in accordance with RCW 44.04.120. Nonlegislative members are not entitled to be reimbursed for travel expenses if they are elected officials or are participating on behalf of an employer, governmental entity, or other organization. Any reimbursement for other nonlegislative members is subject to chapter 43.03 RCW.

(11) \$2,000,000 of the appropriation in this section is provided solely to the city of Lakewood for the purchase of property within the federally designated north clear zone at joint base Lewis-McChord. Once acquired, the property must be zoned for use compatible with the mission and activity of McChord airfield. The city may lease or resell the acquired property for fair market value, but any such lease or sale must include restrictions or covenants ensuring that the use of the property is safely compatible with the mission and activity of McChord airfield. If the city subsequently resells, rezones, develops, or leases the property for commercial or industrial uses contrary to the allowed uses in the north clear zone, the city must repay to the state the amount spent on the purchase of the property in its entirety within ten years.

(12) \$250,000 of the appropriation in this section is provided solely for a grant to the Federal Way chamber of commerce for two economic development projects focused in the south Puget Sound area. The amounts in this section must be used for a business retention and expansion program to conduct economic research in collaboration with stakeholders, develop data-driven economic strategies, and produce a written evaluation; and a tourism enhancement program to develop and inventory the Federal Way area tourism sector, analyze data regarding visitation, and produce a written evaluation.

(13) \$400,000 of the appropriation in this section is provided solely for the Northshore athletic field which shall be named "Andy Hill Sports Complex."

(14) \$1,177,000 of the appropriation in this section is provided solely for the Harmony sports complex

infrastructure and safety improvements in Vancouver and is contingent upon the facility being open to the public.

(15) \$250,000 of the appropriation in this section is provided solely for the Asia Pacific cultural center in Tacoma. It is the intent of the legislature that beyond the 2017-2019 fiscal biennium no state funding is provided to the Asia Pacific cultural center in Tacoma.

Appropriation:

State Building Construction Account—State	Account—State
.....
	(\$129,799,000)
	<u>\$130,941,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	<u>\$129,799,000</u>
	<u>\$130,941,000</u>

Sec. 6004. 2018 c 298 s 1007 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Behavioral Health Community Capacity (40000018)

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

(1) The appropriation in this section is provided solely for the department of commerce, in collaboration with the department of social and health services and the health care authority, to issue grants to community hospitals or other community entities to expand and establish new capacity for behavioral health services in communities. Amounts provided in this section may be used for construction and equipment costs associated with establishment of the facilities, and consideration must be given to programs that incorporate outreach and treatment for youth dealing with mental health or social isolation issues. The department of commerce may approve funding for the acquisition of a facility or land if the project results in increased capacity. Amounts provided in this section may not be used for operating costs associated with the treatment of patients using these services. The department shall establish criteria for the issuance of the grants, which must include:

(a) Evidence that the application was developed in collaboration with one or more behavioral health organizations, as defined in RCW 71.24.025, or entities that assume the responsibilities of behavioral health organizations in regions in which the health care authority is purchasing medical and behavioral health services through fully integrated contracts pursuant to RCW 71.24.380;

(b) Evidence that the applicant has assessed and would meet gaps in geographical behavioral health services needs in their region;

(c) A commitment by applicants to serve persons who are publicly funded and persons detained under the involuntary treatment act under chapter 71.05 RCW;

(d) A commitment by the applicant to maintain the beds or facility for at least a ten-year period;

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

(f) A detailed estimate of the costs associated with opening the beds; and

(g) The applicant's commitment to work with local courts and prosecutors to ensure that prosecutors and courts in the area served by the hospital or facility will be available to conduct involuntary commitment hearings and proceedings under chapter 71.05 RCW.

(2) In awarding funding for projects in subsection (3), the department, in consultation with the department of social and health services, the health care authority, and behavioral health organizations, must strive for geographic distribution and allocate funding based on population and service needs of an area. The department must consider current services available, anticipated services available based on projects underway, and the service delivery needs of an area.

(3) \$49,600,000 is provided solely for a competitive process for each category listed and is subject to the criteria in subsections (1) and (2) of this section:

(a) \$4,600,000 is provided solely for at least two enhanced service facilities for long-term placement of patients discharged or diverted from the state psychiatric hospitals and that are not subject to federal funding restrictions that apply to institutions of mental diseases;

(b) \$4,000,000 is provided solely for at least two facilities with secure detox treatment beds that are not subject to federal funding restrictions that apply to institutions of mental diseases;

(c) \$2,000,000 is provided solely for at least one facility with acute detox treatment beds that are not subject to federal funding restrictions that apply to institutions of mental diseases;

(d) \$12,700,000 is provided solely for crisis diversion or stabilization facilities that are not subject to federal funding restrictions that apply to institutions of mental diseases. At least two of the facilities must be located in King county and one must be located in Pierce county. The facility in Pierce county shall receive no less than \$3,200,000;

(e) \$12,700,000 is provided solely for the department to provide grants to community hospitals or freestanding evaluation and treatment providers to develop capacity for beds to serve individuals on ninety or one hundred eighty day civil commitments as an alternative to treatment in the state hospitals. In awarding this funding, the department must coordinate with the department of social and health services, the health care authority, and the department of health, and must only select facilities that meet the following conditions:

(i) The funding must be used to increase capacity related to serving individuals who will be transitioned from or diverted from the state hospitals;

(ii) The facility is not subject to federal funding restrictions that apply to institutions of mental diseases;

(iii) The provider has submitted a proposal for operating the facility to the department of social and health services;

(iv) The provider has demonstrated to the department of health and the department of social and health services that it is able to meet applicable licensing and certification requirements in the facility that will be used to provide services; and

(v) The department of social and health services has confirmed that it intends to contract with the facility for operating costs within funds provided in the operating budget for these purposes;

(f) \$6,600,000 is provided solely for the department to provide grants to community providers to develop psychiatric residential treatment beds to serve individuals being diverted or transitioned from the state hospitals. In awarding this funding, the department must coordinate with the department of social and health services, the health care authority, the department of health, and the local behavioral health organization jurisdiction for which a proposal has been submitted and must only select facilities that meet the following conditions:

(i) The funding must be used to increase capacity related to serving individuals who will be transitioned from or diverted from the state hospitals;

(ii) The facility is not subject to federal funding restrictions that apply to institutions of mental diseases;

(iii) The provider has submitted a proposal for operating the facility to the behavioral health organization in the region or the entity that assumes the responsibilities of the behavioral health organization pursuant to RCW 71.24.380;

(iv) The provider has demonstrated to the department of health and the department of social and health services that it is able to meet applicable licensing and certification requirements in the facility that will be used to provide services; and

(v) The behavioral health organization or the entity that assumes the responsibilities of the behavioral health organization pursuant to RCW 71.24.380 has confirmed that it intends to contract with the facility for operating costs within funds provided in the operating budget for these purposes;

(g) \$5,000,000 is provided solely for grants to community providers to increase behavioral health services and capacity for children and minor youth, including but not limited to, services for substance use disorder treatment, sexual assault and traumatic stress, anxiety, or depression, and interventions for children exhibiting aggressive or depressive behaviors. In awarding funds for projects in this subsection, the department, in consultation with the

department of social and health services and the health care authority must review projects based on the following criteria:

(i) The funding must be used to increase capacity related to serving children and minor youth with behavioral health needs;

(ii) The facility is not subject to federal funding restrictions that apply to institutions of mental diseases; and

(iii) The provider has demonstrated to the department of health, department of social and health services, and health care authority that it is able to meet applicable licensing and certification requirements in the facility that will be used to provide services; and

(h) \$2,000,000 is provided solely for competitive community behavioral health grants.

(4) (~~(\$35,276,000)~~) \$34,776,000 is provided solely for the following list of projects and is subject to the criteria in subsection (1) of this section:

North Sound Behavioral Health Organization Denny	
Youth Center.....	\$5,000,000
North Sound Behavioral Health Organization Substance	
Use Disorder Intensive Treatment	\$5,000,000
North Sound Stabilization Campus (Sedro-Woolley)	\$1,550,000
Bellingham Mental Health Triage	\$5,000,000
Bellingham Acute Detox	\$2,000,000
SWWA Diversion Crisis and Involuntary Treatment	\$3,000,000
Daybreak Center for Adolescent Recovery	\$3,000,000
Nexus Youth and Families.....	\$500,000
Valley City Recovery Place.....	\$2,000,000
Geriatric Diversion	\$500,000
Skagit Triage Expansion (Mount Vernon).....	\$326,000
Spokane Jail Diversion	\$2,400,000
Tri-county Detox and Crisis Center	\$4,000,000
Toppenish Hospital.....	(\$1,000,000) <u>\$500,000</u>

(5) \$3,000,000 is provided solely for the Evergreen treatment services building purchase, contingent on matching funds.

(6)(a) \$3,000,000 is provided solely for a grant to a joint venture between MultiCare-Franciscan to provide community based behavioral health services. Funding provided in this subsection is subject to the criteria in subsection (1) of this section. The department of commerce may not release funding for this project unless MultiCare-Franciscan enters into a memorandum of understanding with

the department of social and health services by October 31, 2018, to collaborate on development and implementation of strategies to expand the behavioral health workforce in the region. At a minimum, the agreement must include strategies for increasing recruitment of health professionals required to staff psychiatric inpatient facilities, including psychiatrists, psychologists, nurses and other health care professionals. The agreement must also identify opportunities for coordination between the parties to expand access to clinical skill development and training opportunities in the region and strategies for collaborative service delivery between the parties when possible. To objectively evaluate the efficacy of the strategies implemented to achieve the desired outcomes of the agreement, performance measures and targets must be established to include:

(b) MultiCare-Franciscan and the department of social and health services must work collaboratively to decrease vacancy rates for hard-to-recruit health care professionals employed by each facility. The parties must develop strategies to attract more qualified health care professionals to the area and ensure comparable exposure to the benefits of working for each organization. The parties must measure the success of these strategies by the decrease in vacancy rate for health care professionals necessary to provide safe, quality inpatient psychiatric care in MultiCare-Franciscan and department facilities following the first year as the baseline of the partnership/consortium and with updated goals for each subsequent year. MultiCare-Franciscan and the department of social and health services must work to increase the competency and skills of health care professionals across both facilities by establishing organized joint- and cross-training programs. The parties must measure the success of this strategy by the number of health care professionals in total and by discipline complete cross-training activities and by the number and hours of cross-training opportunities offered under the agreement.

(7) The department of commerce shall notify all applicants that they may be required to have a construction review performed by the department of health.

(8) To accommodate the emergent need for behavioral health services, the department of health and the department of commerce, in collaboration with the health care authority and the department of social and health services, shall establish a concurrent and expedited process to assist grant applicants in meeting any applicable regulatory requirements necessary to operate inpatient psychiatric beds, free-standing evaluation and treatment facilities, enhanced services facilities, triage facilities, crisis stabilization facilities, detox, or secure detox.

(9) The department must strive to allocate all of the amounts appropriated within subsection (3) of this section in the manner prescribed. However, if upon review of applications, the department determines that there are not adequate suitable projects in a category, the department may allocate funds to other behavioral health capacity project categories within subsection (3) of this section, prioritizing projects in unserved areas of the state.

Appropriation:

State Building Construction Account—State	(\$90,876,000)
	<u>\$90,376,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	<u>\$90,876,000</u>
	<u>\$90,376,000</u>

Sec. 6005. 2018 c 298 s 1002 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2017-19 Housing Trust Fund Program (30000872)

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

(1) (~~(\$58,000,000)~~) \$83,500,000 of the state taxable building construction account—state appropriation, (~~(\$44,131,000)~~) \$19,631,000 of the state building construction account—state appropriation, and \$8,658,000 of the Washington housing trust account—state appropriation are provided solely for affordable housing and preservation of affordable housing. Of the amounts in this subsection:

(a) \$24,370,000 is provided solely for housing projects that provide supportive housing and case-management services to persons with chronic mental illness. The department must prioritize low-income supportive housing unit proposals that provide services or include a partner community behavioral health treatment provider;

(b) \$10,000,000 is provided solely for housing preservation grants or loans to be awarded competitively. The grants may be provided for major building improvements, preservation, and system replacements, necessary for the existing housing trust fund portfolio to maintain long-term viability. The department must require that a capital needs assessment is performed to estimate the cost of the preservation project at contract execution. Funds may not be used to add or expand the capacity of the property. To receive grants, housing projects must meet the following requirements:

(i) The property is more than fifteen years old;

(ii) At least 50 percent of the housing units are occupied by families and individuals at or below 30 percent area median income.

(iii) The improvements will result in reduction of operating or utilities costs, or both; and

(iv) Other criteria that the department considers necessary to achieve the purpose of this program.

(c) \$5,000,000 is provided solely for housing projects that benefit people at or below 80 percent of the area median income who have been displaced by a natural disaster declared by the governor, including people who have been displaced within the last two biennia.

(d) \$1,000,000 of the Washington housing trust account—state appropriation is provided solely for the department to work with the communities of concern commission to focus on creating capital assets that will help reduce poverty and build stronger and more sustainable communities using the communities' cultural understanding and vision. The funding must be used for predevelopment costs for capital projects identified by the commission and for other activities to assist communities in developing capacity to create community-owned capital assets.

(e) \$1,000,000 of the Washington housing trust account—state appropriation ~~((is))~~ and \$1,500,000 of the state taxable building construction account—state appropriation are provided solely for ~~((a nonprofit, public development authority, local government, or housing authority to))~~ the purchase of the three south annex properties. The state board for community and technical colleges must transfer the three south annex properties located at ((1534)) 1530 Broadway, 1534 Broadway, and 909 East Pine street ((owned by the state board of community and technical colleges. The property must be used to provide services and housing for homeless youth and young adults)) to one or more nonprofits or public development authorities selected by the department, if the selected entities agree to use the properties to provide services and housing for homeless youth or young adults for a minimum of twenty-five years. The transfer agreement between the state board for community and technical colleges and the selected entities must specify a mutually agreed transfer date and require the selected entities to cover any closing costs with a total purchase price of nine million dollars for all three properties.

(f) ~~((26,006,000))~~ \$25,506,000 is provided solely for the following list of housing projects:

- (i) ~~((Cross Laminated Timber))~~ Spokane Housing
 Predesign..... \$500,000
- (ii) El Centro de la Raza..... \$737,000
- (iii) Highland Village Preservation \$1,500,000
- (iv) King County Modular Housing Project
 \$1,500,000
- (v) Nisqually Tribal Housing \$1,250,000
- (vi) Othello Homesight Community Center
 \$3,000,000
- (vii) Parkview Apartments Affordable Housing
 \$100,000
- (viii) Supported Housing and Employment
 (Longview) \$129,000

(ix) ~~((2,500,000))~~ \$2,000,000 is provided solely for ~~((grants to purchase low income mobile home parks. Up to \$2,500,000 is for the Firs Mobile Home Park. If the Firs Mobile Home Park is not purchased, the amount provided in this subsection shall lapse.))~~ homeownership assistance for low-income households displaced from their manufactured/mobile homes due the closure or conversion of a mobile home park or manufactured housing community

in south King County. \$1,500,000 of this amount in this subsection is provided solely for low-income residents displaced from the Firs Mobile Home Park located in SeaTac.

(x) \$6,000,000 is provided solely for grants for high quality low-income housing projects that will quickly move people from homelessness into secure housing, and are significantly less expensive to construct than traditional housing. It is the intent of the legislature that these grants serve projects with a total project development cost per housing unit of less than \$125,000, excluding the value of land, and with a commitment by the applicant to maintain the housing units for at least a twenty-five year period. Amounts provided that are subject to this subsection must be used to plan, predesign, design, provide technical assistance and financial services, purchase land for, and build innovative low-income housing units. \$3,000,000 of the appropriation that is subject to this subsection is provided solely for innovative affordable housing in Shelton and \$3,000,000 of the appropriation that is subject to this subsection is provided solely for innovative affordable housing for veterans in Orting. Mental health and substance abuse counseling services must be offered to residents of housing projects supported by appropriations in this subsection. \$500,000 of the appropriation for housing units in Shelton can be released for purchase of land, planning, or predesign services before the project is fully funded. \$500,000 of the appropriation for housing units in Orting can be released for purchase of land, planning, or predesign services before the project is fully funded.

(xi) \$7,290,000 is provided solely for grants to the following organizations using innovative methods to address homelessness: \$4,290,000 for THA Arlington drive youth campus in Tacoma and \$3,000,000 for a King county housing project.

(xii) \$1,500,000 is provided solely for Valley Cities modular housing project in Auburn.

(g) Of the amounts appropriated remaining after (a) through (f) of this subsection, the department must allocate the funds as follows:

(i) 10 percent is provided solely for housing projects that benefit veterans;

(ii) 10 percent is provided solely for housing projects that benefit homeownership;

(iii) 5 percent is provided solely for housing projects that benefit people with developmental disabilities;

(iv) The remaining amount is provided solely for projects that serve low-income and special needs populations in need of housing, including, but not limited to, homeless families with children, homeless youth, farmworkers, and seniors.

(2) In evaluating projects in this section, the department must give preference for applications based on some or all of the criteria in RCW 43.185.070(5).

(3) The department must strive to allocate all of the amounts appropriated in this section within the 2017-2019

fiscal biennium in the manner prescribed in subsection (1) of this section. However, if upon review of applications the department determines there are not adequate suitable projects in a category, the department may allocate funds to projects serving other low-income and special needs populations, provided those projects are located in an area with an identified need for the type of housing proposed.

Appropriation:

State Building Construction Account—State	.....((\$44,131,000))	
		<u>\$19,631,000</u>
State Taxable Building Construction Account—State	.....((\$58,000,000))	
		<u>\$83,500,000</u>
Washington Housing Trust Account—State	.....\$8,658,000	
Subtotal	Appropriation	
.....((\$110,789,000))	.....((\$110,789,000))	
		<u>\$111,789,000</u>
Prior Biennia (Expenditures).....		\$0
Future Biennia (Projected Costs)		\$400,000,000
TOTAL		<u>\$510,789,000</u>
		<u>\$511,789,000</u>

Sec. 6006. 2018 c 2 s 1013 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Clean Energy Funds 3 (30000881)

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

(1) The appropriations are provided solely for projects that provide a benefit to the public through development, demonstration, and deployment of clean energy technologies that save energy and reduce energy costs, reduce harmful air emissions, or increase energy independence for the state.

(2) In soliciting and evaluating proposals, awarding contracts, and monitoring projects under this section, the department must:

(a) Ensure that competitive processes, rather than sole source contracting processes, are used to select all projects, except as otherwise noted in this section; and

(b) Conduct due diligence activities associated with the use of public funds including, but not limited to, oversight of the project selection process, project monitoring and ensuring that all applications and contracts fully comply with all applicable laws including disclosure and conflict of interest statutes.

(3)(a) Pursuant to chapter 42.52 RCW, the ethics in public service act, the department must require a project applicant to identify in application materials any state of

Washington employees or former state employees employed by the firm or on the firm's governing board during the past twenty-four months. Application materials must identify the individual by name, the agency previously or currently employing the individual, job title or position held, and separation date. If it is determined by the department that a conflict of interest exists, the applicant may be disqualified from further consideration for award of funding.

(b) If the department finds, after due notice and examination, that there is a violation of chapter 42.52 RCW, or any similar statute involving a grantee who received funding under this section, either in procuring or performing under the grant, the department in its sole discretion may terminate the funding grant by written notice. If the grant is terminated, the department must reserve its right to pursue all available remedies under law to address the violation.

(4) The requirements in subsections (2) and (3) of this section must be specified in funding agreements issued by the department.

(5) \$11,000,000 of the state building construction account, is provided solely for grid modernization grants for projects that advance clean and renewable energy technologies, and transmission and distribution control systems; that support integration of renewable energy sources, deployment of distributed energy resources, and sustainable microgrids; and that increase utility customer options for energy sources, energy efficiency, energy equipment, and utility services.

(a) Projects must be implemented by public and private electrical utilities that serve retail customers in the state. Eligible utilities may partner with other public and private sector research organizations and businesses in applying for funding.

(b) The department shall develop a grant application process to competitively select projects for grant awards, to include scoring conducted by a group of qualified experts with application of criteria specified by the department. In development of the application criteria, the department shall, to the extent possible, allow smaller utilities or consortia of small utilities to apply for funding.

(c) Applications for grants must disclose all sources of public funds invested in a project.

(6) \$7,900,000 of the state building construction account and \$3,100,000 of the energy efficiency account are provided solely for grants to demonstrate new approaches to electrification of transportation systems.

(a) Projects must be implemented by local governments, or by public and private electrical utilities that serve retail customers in the state. Eligible parties may partner with other public and private sector research organizations and businesses in applying for funding. The department of commerce must coordinate with other electrification programs, including projects the department of transportation is developing and projects funded by the Volkswagen consent decree, to determine the most effective distribution of the systems.

(b) Priorities must be given to eligible technologies that reduce the top two hundred hours of demand and the demand side.

(c) Eligible technologies for these projects include, but are not limited to:

(i) Electric vehicle and transportation system charging and open source control infrastructure, including inductive charging systems;

(ii) Electric vehicle sharing in low-income, multi-unit housing communities in urban areas;

(iii) Grid-related vehicle electrification, connecting vehicle fleets to grid operations, including school and transit buses;

(iv) Electric vehicle fleet management tools with open source software;

(v) Maritime electrification, such as electric ferries, water taxis, and shore power infrastructure.

(7)(a) \$8,600,000 of the state building construction account is provided solely for strategic research and development for new and emerging clean energy technologies, as needed to match federal or other nonstate funds to research, develop, and demonstrate clean energy technologies.

(b) The department shall consult and coordinate with the University of Washington, Washington State University, the Pacific Northwest national laboratory and other clean energy organizations to design the grant program unless the organization prefers to compete for the grants. If the organization prefers to receive grants from the program they may not participate in the consultant process determining how the grant process is structured. The program shall offer matching funds for competitively selected clean energy projects, including but not limited to: Solar technologies, advanced bioenergy and biofuels, development of new earth abundant materials or lightweight materials, advanced energy storage, battery components recycling, and new renewable energy and energy efficiency technologies. Criteria for the grant program must include life cycle cost analysis for projects that are part of the competitive process.

(c) \$750,000 of this subsection (7) is provided solely for the state efficiency and environmental program.

(8) \$8,000,000 of the state taxable construction account is provided solely for scientific instruments to help accelerate research in advanced materials at the proposed science laboratories infrastructure facility at the Pacific Northwest national laboratory. These state funds are contingent on securing federal funds for the new facility, and are provided as match to the federal funding. The instruments will support researchers at the bioproducts sciences and engineering laboratory, the joint center for deployment research in earth abundant materials, the center for advanced materials and clean energy technology, and other energy and materials collaborations with the University of Washington and Washington State University.

(9) \$1,600,000 of the state building construction account and \$2,400,000 of the energy efficiency account are

provided solely for grants to be awarded in competitive rounds for the deployment of solar projects located in Washington state.

(a) Priority must be given to distribution side projects that reduce peak electricity demand.

(b) Projects must be capable of generating ~~((at least five hundred))~~ more than one hundred kilowatts of direct current generating capacity.

(c) Except as provided in (d) of this subsection, grants shall not exceed \$200,000 per megawatt of direct current generating capacity and total grant funds per project shall not exceed \$1,000,000 per applicant. Applicants may not use other state grants.

(d) At least ~~((25))~~ 35 percent of the total allocation of a project ~~((shall be provided solely for projects that provide direct benefits to low income residents or communities. The department must attempt to prioritize an equal geographic distribution))~~ must be for community solar projects that provide solar electricity to low-income households, low-income tribal housing programs, affordable housing providers, and nonprofit organizations providing services to low-income communities. The provisions of (c) of this subsection do not apply to projects funded under this subsection (9)(d).

(e) Priority must be given to major components made in Washington.

(f) The department must attempt to prioritize an equitable geographic distribution and a diversity of project sizes.

(10) \$2,400,000 of the state building construction account is provided solely for the first phase of a project which, when fully deployed, will reduce emissions of greenhouse gases by a minimum of seven hundred fifty thousand tons per year, increase energy efficiency, and protect or create aluminum manufacturing jobs located in ~~((a))~~ Whatcom county ~~((with a population of less than three hundred thousand)).~~

(11) \$1,100,000 of the state building construction account—state appropriation is provided solely for a grant to the public utility district no. 1 of Klickitat county for the remediation, survey, and evaluation of a closed-loop pump storage hydropower project at the John Day pool.

Appropriation:

State Building Construction Account—State	\$32,600,000
State Taxable Building Construction Account—State.....	\$8,000,000
Energy Efficiency Account—State.....	\$5,500,000
Subtotal Appropriation	\$46,100,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$200,000,000
TOTAL	\$246,100,000

Sec. 6007. 2018 c 2 s 1014 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Energy Efficiency and Solar Grants (30000882)

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

(1)(a) \$3,675,000 for fiscal year 2018 and \$3,675,000 for fiscal year 2019 is provided solely for grants to be awarded in competitive rounds to local agencies, public higher education institutions, school districts, and state agencies for operational cost savings improvements to facilities and related projects that result in energy and operational cost savings.

(b) At least twenty percent of each competitive grant round must be awarded to small cities or towns with a population of five thousand or fewer residents.

(c) In each competitive round, the higher the leverage ratio of nonstate funding sources to state grant and the higher the energy savings, the higher the project ranking.

(d) For school district applicants, priority consideration must be given to school districts that demonstrate improved health and safety through: (i) Reduced exposure to polychlorinated biphenyl; or (ii) replacing outdated heating systems that use oil or propane as fuel sources as identified by the Washington State University extension energy program. Priority consideration must be given to applicants that have not received grant awards for this purpose in prior biennia.

(2) \$1,750,000 is provided solely for grants to be awarded in competitive rounds to local agencies, public higher education institutions, school districts, and state agencies for projects that involve the purchase and installation of solar energy systems, including solar modules and inverters, with a preference for products manufactured in Washington.

(3) \$1,400,000 is provided solely for energy efficiency improvements to minor works and stand-alone projects at state-owned facilities that repair or replace existing building systems including, but not limited to HVAC, lighting, insulation, windows, and other mechanical systems. Eligibility for this funding is dependent on an analysis using the office of financial management's life-cycle cost tool that compares project design alternatives for initial and long-term cost-effectiveness. Assuming a reasonable return on investment, the ~~((cost))~~ department shall provide grants in the amount required to improve the project's energy efficiency compared to the original project request ~~((will be added to the project appropriation after construction bids are received))~~. Prior to awarding funds, the department of commerce shall ~~((coordinate with))~~ submit to the office of financial management ~~((to develop a process for project submittal, review, approval criteria, tracking project budget adjustments, and performance measures))~~ a list of all proposed awards for review and approval.

(4) \$500,000 is provided solely for resource conservation managers in the department of enterprise

services to coordinate with state agencies and school districts to assess and adjust existing building systems and operations to optimize the efficiency in use of energy and other resources in state-owned facilities. The department of commerce will oversee an interagency agreement with the department of enterprise services to fund the resource conservation managers.

(5) The department shall develop metrics that indicate the performance of energy efficiency efforts and provide a report of the metrics, including at a minimum the current energy used by the building, the energy use after efficiencies are completed, and cost of energy saved. The report must include these metrics from other states.

Appropriation:

State Building Construction Account—State	\$5,500,000
Energy Efficiency Account—State	\$5,500,000
Subtotal Appropriation	\$11,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$60,000,000
TOTAL	\$71,000,000

Sec. 6008. 2018 c 298 s 1013 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Housing Trust Fund Appropriation (30000833)

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

~~((1) Except as provided in subsection (2) of this section,))~~ The reappropriations are subject to the provisions of section 1005, chapter 35, Laws of 2016 sp. sess.

~~((2) \$1,500,000 of the reappropriation from section 1005(11), chapter 35, Laws of 2016 sp. sess. is instead provided solely for purchase of the south annex properties. The state board of community and technical colleges must transfer the south annex properties located at 1531 Broadway, 1534 Broadway, and 909 East Pine street to a nonprofit or public development authority, if the entity agrees to use the properties to provide services and housing for homeless youth and young adults for a minimum of ten years. The transfer agreement must specify a mutually agreed transfer date. The transfer agreement must require the nonprofit or public development authority to cover any closing costs and must specify a purchase price of nine million dollars.))~~

Reappropriation:

State Taxable Building Construction Account—State	((\$59,701,000))
	\$58,201,000
Washington Housing Trust Account—State	\$3,000,000

Subtotal	Reappropriation (\$62,701,000)
	<u>\$61,201,000</u>
Prior Biennia (Expenditures).....	\$20,299,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$83,000,000 <u>\$81,500,000</u>

Sec. 6009. 2018 c 298 s 1016 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Local and Community Projects 2016 (92000369)

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

(1) Except as directed otherwise prior to the effective date of this section, the department may not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended, or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by the legislature. This requirement does not apply to projects where a share of the appropriation is released for design costs only.

(2) Prior to receiving funds, project recipients must demonstrate that the project site is under control for a minimum of ten years, either through ownership or a long-term lease. This requirement does not apply to appropriations for preconstruction activities or appropriations whose sole purpose is to purchase real property that does not include a construction or renovation component.

(3) Projects funded in this section may be required to comply with Washington's high performance building standards as required by chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only, and shall not be advanced under any circumstances.

(5) Projects funded in this section must be held by the recipient for a minimum of ten years and used for the same purpose or purposes intended by the legislature as required in RCW 43.63A.125(6).

(6) Projects funded in this section, including those that are owned and operated by nonprofit organizations, are generally required to pay state prevailing wages.

(7) \$2,209,000 of the appropriation in this section is provided solely for the Fairchild air force base protection and community empowerment project, including the purchase of twenty acres of land by Spokane county or the city of Airway Heights for development of affordable housing and the purchase of mobile home parks by Spokane county or the city of Airway Heights in order to reduce the use of the accident potential zone for residential purposes. There shall be no limitations on the sequence of the purchase of mobile home parks. If Spokane county or the city of

Airway Heights subsequently rezones, develops, and leases the mobile home park property for commercial or industrial uses contrary to the allowed uses in the accident potential zone, Spokane county or the city of Airway Heights must repay to the state the amount spent on the purchase of mobile home parks in its entirety within ten years. Mobile home parks purchased under the provisions of this subsection may be sold by Spokane county or the city of Airway Heights, provided that the uses of the mobile home park property are not contrary to the allowed uses in the accident potential zone. Any moneys from this sale must be used to purchase other mobile home parks in the Fairchild air force base protection and community empowerment project. The twenty acres of land purchased under this subsection for development as affordable housing may be sold, in whole or in part, by the recipient, provided the property sold is used for affordable housing as required in the Fairchild air force base protection and community empowerment project. Recipients of funds provided under this subsection are not required to demonstrate that the project site is under their control for a minimum of ten years but they must demonstrate that the project site is under their control through ownership or long-term lease. Projects funded under this subsection are not required to meet the provisions of RCW 43.63A.125(6) and subsection (5) of this section.

(8) \$850,000 of the appropriation in this section is provided solely for the White River restoration project. Design solutions for flooding reductions in the lower White River must include a floodplain habitat design that both reduces flood risks and restores salmon habitat by reconnecting the river with its floodplain and a sustainable riparian corridor. Project designs and plans must also identify lands for acquisition needed for floodplain reconnection where pending or existing development eliminates the potential for riparian and aquatic habitat restoration. The city shall work cooperatively with the Muckleshoot Indian Tribe and the Puyallup Tribe of Indians, and develop a plan collaboratively to achieve both flood reduction and habitat restoration.

(9) Up to \$300,000 of the appropriation in this section for the veterans helping veterans: Emergency transition shelter project may be spent on preconstruction or preacquisition activities, including, but not limited to, building inspections, design of necessary renovations, cost estimation, and other activities necessary to identify and select a facility appropriate for the program. The remainder of the appropriation must be used for eventual acquisition and renovations of a facility.

(10) \$2,500,000 of the appropriation in this section is provided solely for the mercy housing and health care center at Sand Point. During the 2015-2017 fiscal biennium, the center may not house any community health care training organization that has been investigated by and has paid settlement fees to the attorney general's office for alleged medicaid fraud.

(11) The Lake Chelan land use plan must be developed without adverse impacts on agricultural operations.

(12) \$1,300,000 of the appropriation in this section is provided solely for phase one of the main street revitalization project in the city of Mountlake Terrace.

(13) \$300,000 of the appropriation in this section is provided solely for the city of Stanwood to acquire property for a new city hall/public safety facility.

(14) Up to 30 percent of the funding for the Kennewick boys and girls club may be used for land acquisition.

(15) The appropriation is provided solely for the following list of projects:

<u>Projects</u>	<u>Amounts</u>
Algona senior center	\$500,000
All-accessible destination playground	\$750,000
Appleway trail	\$1,000,000
Basin 3 sewer rehabilitation	\$1,500,000
Bellevue downtown park inspiration playground and sensory garden	\$1,000,000
Bender fields parking lot and restrooms	\$1,000,000
Blackhills community soccer complex safety projects	\$750,000
Bremerton children's dental clinic	\$396,000
Brewster reservoir replacement	\$1,250,000
Brookville gardens	\$1,200,000
Camas-Washougal Babe Ruth youth baseball improve Louis Bloch park	\$10,000
Cancer immunotherapy facility-Seattle children's research inst.	\$7,000,000
Caribou trail apartments	\$100,000
Carnegie library imprv for the rapid recidivism reduction program	\$1,000,000
Cavelero park - regional park facility/skateboard park	\$500,000
CDM caregiving services: Clark county aging resource center	\$1,200,000
Centerville school heating upgrades	\$46,000

Chambers Creek regional park pier extension and moorage	\$1,750,000
City of LaCenter parks & rec community center	\$1,500,000
City of Lynden pipeline	\$2,000,000
City of Lynden-Riverview road construction	\$850,000
City of Lynden-safe routes to school and Kaemingk trail gap elim.	\$300,000
City of Mt. Vernon downtown flood protect project & riverfront trail	\$1,500,000
City of Olympia - Percival Landing renovation	\$950,000
City of Pateros water system	\$1,838,000
City of Stanwood City hall/public safety facility property acquisition	\$300,000
Classroom door barricade - nightlock	\$45,000
Confluence area parks upgrade and restoration	\$1,000,000
Corbin senior center elevator	\$300,000
Covington community park	\$5,000,000
Cross Kirkland corridor trail connection 52nd St.	\$1,069,000
Dawson place child advocacy center building completion project	\$161,000
Dekalb street pier	\$500,000
DNR/City of Castle Rock exchange	\$80,000
Dr. Sun Yat Sen memorial statue	\$10,000
Drug abuse and prevention center - Castle Rock	\$96,000
DuPont historical museum renovation	\$46,000
East Tacoma community center	\$1,000,000
Edmonds center for the arts: Gym climate control & roof repairs	\$250,000
Edmonds senior & community center	\$1,250,000

Emergency generator for kidney resource center	\$226,000	Lyon creek flood reduction project	\$400,000
Enumclaw expo center	\$350,000	Marine terminal rail investments	\$1,000,000
Fairchild air force base protection & comm empowerment project	\$2,209,000	Martin Luther King Jr. family outreach center expansion project	\$85,000
Federal Way PAC center	\$2,000,000	Mason county Belfair wastewater system rate relief	\$1,500,000
Filipino community of Seattle village (innovative learning center)	\$1,200,000	McAllister museum	\$660,000
Franklin Pierce early learning center	\$2,000,000	Mercer arena energy savings & sustainability funding	\$450,000
Gateway center project	\$1,000,000	Mercy housing and health center at Sand Point	\$2,500,000
Gilda club repairs	\$800,000	Meridian center for health	\$2,500,000
Granite Falls boys & girls club	\$1,000,000	Minor Road water reservoir replacement	\$1,500,000
Gratzer park ball fields	\$200,000	Mountains to Sound Greenway Tiger Mountain access improvements	\$300,000
Grays Harbor navigation improvement project	\$2,500,000	Mountlake Terrace Main street revitalization project	\$1,300,000
Green river gorge open space buffer, Kummer connection	\$750,000	Mt. Spokane guest services building & preservation/maintenance of existing facilities	\$520,000
Guy Cole center revitalization	\$450,000	Boys & girls club of Snohomish county (Brewster, Sultan, Granite Falls, Arlington, and Mukilteo)	\$1,000,000
Historic renovation Maryhill museum	\$1,000,000	Mukilteo tank farm clean-up	\$250,000
Hopelink at Ronald commons	\$750,000	New Shoreline medical-dental clinic	\$1,500,000
Irvine slough storm water separation	\$500,000	Nordic heritage museum	\$2,000,000
Kahlotus highway sewer force main	\$2,625,000	North Kitsap fishline foodbank	\$625,000
Kennewick boys and girls club	\$500,000	Northwest native canoe center project	\$250,000
Kent east hill YMCA	\$500,000	Oak Harbor clean water facility	\$2,500,000
Key Pen civics center	\$50,000	Okanogan emergency communications	\$400,000
KiBe high school parking	\$125,000	Onalaska community tennis and sports courts	\$80,000
Kitsap humane society - shelter renovation	\$90,000	Opera house ADA elevator	\$357,000
Lacey boys & girls club	\$29,000	Orcas Island library expansion	\$1,400,000
Lake Chelan land use plan	\$75,000		
LeMay car museum ADA access improvements	\$500,000		
Lyman city park renovation	\$167,000		

Pacific community center	\$250,000	Springbrook park neighborhood connection project	\$300,000
PCAF's building for the future	\$350,000	SR 532 flood berm and bike/ped path	\$85,000
Pe Ell second street	\$197,000	St. Vincent food bank & community services construction project	\$400,000
Perry technical school	\$1,000,000	Stan & Joan cross park	\$750,000
Pike Place Market front project	\$800,000	Steilacoom Sentinel Way repairs	\$450,000
Police station security/hardening	\$38,000	Stilly Valley youth project	\$2,242,000
Port of Centralia - Centralia station	\$500,000	Arlington B&G club	
Port of Sunnyside demolish the carnation building	\$450,000	Sunset neighborhood park	\$1,750,000
PROVAIL TBI residential facility	\$450,000	Support, advocacy & resource center for victims of violence	\$750,000
Quincy water reuse	\$1,500,000	The gathering house job training café	\$14,000
Redmond downtown park	\$3,000,000	The Salvation Army Clark County: Corps community center	\$1,200,000
Redondo boardwalk repairs	\$1,500,000	Thurston county food bank	\$500,000
Renovate senior center	\$400,000	Tulalip water pipeline, (final of 8 segments)	\$2,000,000
Rochester boys & girls club	\$38,000	Twin Bridges museum rehab Lyle Wa	\$64,000
Rockford wastewater treatment	\$1,200,000	Twisp civic building	\$500,000
Roslyn renaissance-NW improve company bldg renovation project	\$900,000	Vancouver, Columbia waterfront project	\$2,500,000
Sammamish rowing association boathouse	\$500,000	Vantage point senior apartments	\$2,000,000
SE 240th St. watermain system improvement project	\$700,000	Veterans center	\$500,000
SE Seattle financial & economic opportunity center	\$1,500,000	Veterans helping veterans: Emergency transition shelter	\$600,000
((SeaTac international marketplace & transit-oriented community	\$1,250,000))	Waitsburg Main Street bridge replacement	\$1,700,000
Seattle theatre group	\$131,000	Washington green schools	\$105,000
Snohomish veterans memorial rebuild	\$10,000	Washougal roof repair	\$350,000
Snoqualmie riverfront project	\$1,520,000	Water meter and system improvement program	\$500,000
South 228th street inter-urban trail connector	\$500,000	Water reservoir and transmission main	\$500,000
Splash pad/foundation: Centralia outdoor pool restoration project	\$200,000	Wayne golf course land preservation	\$500,000
Spokane women's club	\$300,000		

White River restoration project	\$850,000
Willapa behavioral health safety improvement project	\$75,000
WSU LID frontage - local and economic benefits	\$500,000
Yakima children's museum center	\$50,000
Yakima SunDome	\$2,000,000
Yelm community center	\$500,000
Yelm senior center	\$80,000
Youth wellness campus gymnasium renovation	\$1,000,000
Total	\$130,169,000

Appropriation:

State Building Construction Account—State	.....	(\$130,169,000)	
			<u>\$128,919,000</u>
Prior Biennia (Expenditures).....		\$0	
Future Biennia (Projected Costs)		\$0	
TOTAL		\$130,169,000	<u>\$128,919,000</u>

Sec. 6010. 2018 c 2 s 1028 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

Emergency Repairs (30000041)

The appropriation in this section is subject to the following conditions and limitations: Emergency repair funding is provided solely to address unexpected building or grounds failures that will impact public health and safety and the day-to-day operations of the facility. To be eligible for funds from the emergency repair pool, an emergency declaration signed by the affected agency director must be submitted to the office of financial management and the appropriate legislative fiscal committees. The emergency declaration must include a description of the health and safety hazard, the possible cause, the proposed scope of emergency repair work and related cost estimate, and identification of other funding that may be applied to the project. For emergencies occurring during a legislative session, an agency must notify the legislative fiscal committees before requesting emergency funds from the office of financial management. The office of financial management must notify the legislative evaluation and accountability program committee, the house capital budget committee, and senate ways and means committee as emergency projects are approved for funding.

Appropriation:

State Building Construction Account—State	.....	(\$5,000,000)	
			<u>\$3,300,000</u>
Prior Biennia (Expenditures)		\$0	
Future Biennia (Projected Costs).....		\$20,000,000	
TOTAL		\$25,000,000	<u>\$23,300,000</u>

Sec. 6011. 2017 3rd sp.s. c 4 s 1052 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ENTERPRISE SERVICES

West Campus Historic Buildings Exterior Preservation (30000727)

Reappropriation:

State Building Construction Account—State	.....	(\$500,000)	
			<u>\$380,000</u>
Prior Biennia (Expenditures)		\$1,500,000	
Future Biennia (Projected Costs).....		\$0	
TOTAL		\$2,000,000	<u>\$1,880,000</u>

Sec. 6012. 2018 c 298 s 2004 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Echo Glen - Housing Unit: Acute Mental Health Unit (30002736)

Appropriation:

State Building Construction Account—State	.....	(\$9,806,000)	
			<u>\$206,000</u>
Prior Biennia (Expenditures)		\$0	
Future Biennia (Projected Costs).....		\$0	
TOTAL		\$9,806,000	<u>\$206,000</u>

Sec. 6013. 2018 c 298 s 2005 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Statewide - RA Community Facilities: Safety & Security Improvements (30002737)

Appropriation:

Charitable, Educational, Penal, and Reformatory

Institutions Account—State.....	\$200,000
State Building Construction Account—State	(\$1,800,000)
	<u>\$1,500,000</u>
Subtotal Appropriation...	(\$2,000,000)
	<u>\$1,700,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	<u>\$2,000,000</u>
	<u>\$1,700,000</u>

Sec. 6014. 2018 c 298 s 2008 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Green Hill School - Recreation Building: Replacement (30003237)

Appropriation:

State Building Construction Account—State	(\$1,200,000)
	<u>\$800,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	(\$11,000,000)
	<u>\$0</u>
TOTAL	<u>\$12,200,000</u>
	<u>\$800,000</u>

Sec. 6015. 2018 c 2 s 2019 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Green Hill School - Campus: Security & Surveillance Upgrades (30003580)

Appropriation:

State Building Construction Account—State	(\$2,000,000)
	<u>\$1,500,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	<u>\$2,000,000</u>
	<u>\$1,500,000</u>

Sec. 6016. 2018 c 298 s 2018 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Pine Lodge Behavioral Rehabilitation Services (91000061)

Appropriation:

State Building Construction Account—State	(\$1,400,000)
	<u>\$175,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	<u>\$1,400,000</u>
	<u>\$175,000</u>

Sec. 6017. 2018 c 2 s 3024 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Water Pollution Control State Match (40000013)

The appropriation in this section is subject to the following conditions and limitations: ~~(\$10,000,000)~~ \$10,194,000 of the appropriation is provided solely as state match for federal clean water funds. ~~(\$10,000,000)~~ \$10,194,000 of the appropriation must be transferred into the water pollution control revolving account.

Appropriation:

State Taxable Building Construction Account— State.....	(\$10,000,000)
	<u>\$10,194,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$40,000,000
TOTAL	<u>\$50,000,000</u>
	<u>\$50,194,000</u>

Sec. 6018. 2017 3rd sp.s. c 4 s 3056 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Habitat Mitigation (91000007)

Reappropriation:

State Building Construction Account—State	(\$1,600,000)
	<u>\$507,000</u>
Prior Biennia (Expenditures)	\$2,342,000
Future Biennia (Projected Costs).....	\$0
TOTAL	<u>\$3,942,000</u>
	<u>\$2,849,000</u>

Sec. 6019. 2018 c 2 s 3093 (uncodified) is amended to read as follows:

FOR THE STATE CONSERVATION COMMISSION

CREP PIP Loan Program 2017-19 (92000014)

Appropriation:

Conservation Assistance Revolving Account—State	.....((<u>\$50,000</u>))
	<u>\$400,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$200,000
TOTAL	<u>\$250,000</u>
	<u>\$600,000</u>

Sec. 6020. 2018 c 2 s 3109 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF FISH AND WILDLIFE

Forks Creek Hatchery - Renovate Intake and Diversion (30000827)

Appropriation:

State Building Construction Account—State	.....((<u>\$2,425,000</u>))
	<u>\$2,775,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	<u>\$2,425,000</u>
	<u>\$2,775,000</u>

Sec. 6021. 2018 c 2 s 3105 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF FISH AND WILDLIFE

Hoodsport Hatchery Adult Pond Renovation (30000686)

Appropriation:

State Building Construction Account—State	.....((<u>\$4,756,000</u>))
	<u>\$4,356,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	<u>\$4,756,000</u>
	<u>\$4,356,000</u>

Sec. 6022. 2017 3rd sp.s. c 4 s 3136 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF FISH AND WILDLIFE

Marblemount Hatchery - Renovating Jordan Creek Intake (30000666)

Appropriation:

State Building Construction Account—State <u>\$50,000</u>
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Reappropriation:

State Building Construction Account—State\$2,068,000
Prior Biennia (Expenditures)	\$225,000
Future Biennia (Projected Costs).....	\$0
TOTAL	<u>\$2,293,000</u>
	<u>\$2,343,000</u>

Sec. 6023. 2018 c 2 s 4002 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION

Aviation Revitalization Loans (92000003)

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

~~((1) This appropriation is provided solely for deposit into the public use general aviation airport loan revolving account created in section 7028 of this act for direct loans to political subdivisions of the state and privately owned airports for the purpose of improvements at public use airports that primarily support general aviation activities.~~

~~(2) The department must convene a community aviation revitalization board to develop criteria for selecting loan recipients, to develop a process for evaluating applications, and to make decisions. The board must consist of the capital budget chair and ranking minority member of the capital budget committee of the house of representatives and the senate ways and means committee, and a representative from both the department of transportation's aviation division and the department of commerce. The board must also consist of the following members appointed by the secretary of transportation: One port district official, one county official, one city official, one representative of airport managers, and one representative of pilots. The chair of the board must be selected by the secretary of transportation. The members of the board must elect one of their members to serve as vice chair. The director of commerce and the secretary of transportation must serve as nonvoting advisory members of the board.~~

~~(3) The board may provide loans to privately owned airports for the purpose of airport improvements only if the state is receiving commensurate public benefit, such as guaranteed long term public access to the airport as a condition of the loan. For purposes of this subsection, "public use airports that primarily support general aviation activities" means all public use airports not listed as having more than fifty thousand annual commercial air service passenger enplanements as published by the federal aviation administration.~~

~~(4) An application for loan funds under this section must be made in the form and manner as the board may prescribe. When evaluating loan applications, the board must prioritize applications that provide conclusive justification that completion of the loan application project will create revenue generating opportunities. The board is not limited to, but must also use, the following expected outcome conditions when evaluating loan applications:~~

~~(a) A specific private development or expansion is ready to occur and will occur only if the aviation facility improvement is made;~~

~~(b) The loan application project results in the creation of jobs or private sector capital investment as determined by the board;~~

~~(c) The loan application project improves opportunities for the successful maintenance, operation, or expansion of an airport or adjacent airport business park;~~

~~(d) The loan application project results in the creation or retention of long term economic opportunities; and~~

~~(e) The loan application project results in leveraging additional federal funding for an airport.~~

~~(5) The repayment of any loan made from the public use general aviation airport loan revolving account under the contracts for aviation loans must be paid into the public use general aviation airport loan revolving account.)) (1)(a) The department of transportation must convene a community aviation revitalization board to exercise the powers granted under this section.~~

~~(b) The board must consist of a representative from the department of transportation's aviation division, the public works board, and a nonlegislative member of the community economic revitalization board. The board must also consist of the following members appointed by the secretary of transportation: One port district official, one county official, one city official, one representative of airport managers, and one representative of a general aviation pilots organization within Washington that has an active membership and established location, chapter, or appointed representative within Washington. The appointive members must initially be appointed to terms as follows: Two members for two-year terms, and three members for three-year terms which must include the chair. Thereafter, each succeeding term must be for three years. The chair of the board must be selected by the secretary of transportation. The members of the board must elect one of their members to serve as vice chair.~~

~~(c) Management services, including fiscal and contract services, must be provided by the department of transportation to assist the board in implementing this section.~~

~~(d) If a vacancy occurs by death, resignation, or otherwise of appointive members of the board, the secretary of transportation must fill the vacancy for the unexpired term. Members of the board may be removed for malfeasance or misfeasance in office, upon specific written charges by the secretary of transportation, under chapter 34.05 RCW.~~

~~(e) A member appointed by the secretary of transportation may not be absent from more than fifty percent of the regularly scheduled meetings in any one calendar year. Any member who exceeds this absence limitation is deemed to have withdrawn from the office and may be replaced by the secretary of transportation.~~

(f) A majority of members currently appointed constitutes a quorum.

(g) The board must meet three times a year or as deemed necessary by the department of transportation.

(h) Staff support to the board must be provided by the department of transportation as needed.

(2) In addition to other applicable provisions of law pertaining to conflicts of interest of public officials, any community aviation revitalization board member, appointive or otherwise, may not participate in any decision on any board contract in which the board member has any interests, direct or indirect, with any firm, partnership, corporation, or association that would be the recipient of any aid under this section. If such participation occurs, the board must void the transaction and the involved member is subject to further sanctions as provided by law. The board must adopt a code of ethics for its members, which must be designed to protect the state and its citizens from any unethical conduct by the board.

(3) The community aviation revitalization board may:

(a) Adopt bylaws for the regulation of its affairs and the conduct of its business;

(b) Adopt an official seal and alter the seal at its pleasure;

(c) Utilize the services of other governmental agencies;

(d) Accept from any federal agency loans or grants for the planning or financing of any project and enter into an agreement with the agency respecting the loans or grants;

(e) Conduct examinations and investigations and take testimony at public hearings of any matter material for its information that will assist in determinations related to the exercise of the board's lawful powers;

(f) Accept any gifts, grants, loans of funds, property, or financial or other aid in any form from any other source on any terms and conditions that are not in conflict with this section;

(g) Enter into agreements or other transactions with and accept grants and the cooperation of any governmental agency in furtherance of this section;

(h) Adopt rules under chapter 34.05 RCW as necessary to carry out the purposes of this section; and

(i) Perform all acts and things necessary or convenient to carry out the powers expressly granted or implied under this section.

(4)(a) The community aviation revitalization board may make direct loans to airport sponsors of public use airports in the state for the purpose of airport improvements that primarily support general aviation activities. The board may provide loans for the purpose of airport improvements only if the state is receiving commensurate public benefit, which must include, as a condition of the loan, a commitment to provide public access to the airport for a

period of time equivalent to one and one-half times the term of the loan. For purposes of this subsection, "public use airports" means all public use airports not listed as having more than seventy-five thousand annual commercial air service passenger enplanements as published by the federal aviation administration.

(b) An application for loan funds under this section must be made in the form and manner as the board may prescribe. When evaluating loan applications, the board must prioritize applications that provide conclusive justification that completion of the loan application project will create revenue generating opportunities. The board is not limited to, but must also use, the following expected outcome conditions when evaluating loan applications:

(i) A specific private development or expansion is ready to occur and will occur only if the aviation facility improvement is made;

(ii) The loan application project results in the creation of jobs or private sector capital investment as determined by the board;

(iii) The loan application project improves opportunities for the successful maintenance, operation, or expansion of an airport or adjacent airport business park;

(iv) The loan application project results in the creation or retention of long-term economic opportunities; and

(v) The loan application project results in leveraging additional federal funding for an airport.

(c)(i) If the board chooses to require a local match, the board must develop guidelines for local participation and allowable match and activities.

(ii) An application must:

(A) Be supported by the port district, city, or county in which the project is located; or

(B) Clearly identify the source of funds intended to repay the loan.

(5) The public use general aviation airport loan program, when authorized by the community aviation revitalization board, is subject to the following conditions:

(a) The moneys in the public use general aviation airport loan revolving account created in section 7037 of this act must be used only to fulfill commitments arising from loans authorized in this section. The total outstanding amount that the board must dispense at any time pursuant to this section must not exceed the moneys available from the account.

(b) On contracts made for public use general aviation airport loans, the board must determine the interest rate that loans must bear. The interest rate must not exceed the amount needed to cover the administrative expenses of the board and the loan program. The board may provide reasonable terms and conditions for the repayment of loans, with the repayment of a loan to begin no later than three years after the award date of the loan. The loans must not exceed twenty years in duration.

(c) The repayment of any loan made from the public use general aviation airport loan revolving account under the contracts for aviation loans must be paid into the public use general aviation airport loan revolving account.

(6) All receipts from moneys collected under this section must be deposited into the public use general aviation airport loan revolving account created in section 7037 of this act.

Appropriation:

((State Taxable Building Construction)) Public Works	
Assistance Account—State.....	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$5,000,000

Sec. 6024. 2018 c 2 s 5014 (uncodified) is amended to read as follows:

FOR THE STATE SCHOOL FOR THE BLIND

Independent Living Skills Center (30000107)

Appropriation:

State Building Construction Account—State	(\$50,000)
	\$170,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL	\$50,000
	\$170,000

Sec. 6025. 2017 3rd. sp.s. c 4 s 5058 (uncodified) is amended to read as follows:

FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Tacoma Community College: Health Careers Center (20082701)

Reappropriation:

State Building Construction Account—State	(\$6,915,000)
	\$203,000
Prior Biennia (Expenditures)	\$34,258,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$41,173,000
	\$34,461,000

Sec. 6026. 2018 c 298 s 5040 (uncodified) is amended to read as follows:

FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Cascadia Center for Science and Technology (30001453)

Appropriation:

State Building Construction Account—State	.....	(\$3,421,000)
		<u>\$296,000</u>
Prior Biennia (Expenditures).....		\$0
Future Biennia (Projected Costs)		(\$37,726,000)
		<u>\$0</u>
TOTAL		\$41,147,000
		<u>\$296,000</u>

PART 7

MISCELLANEOUS PROVISIONS

NEW SECTION. Sec. 7001. RCW 43.88.031 requires the disclosure of the estimated debt service costs associated with new capital bond appropriations. The estimated debt service costs for the appropriations contained in this act are forty-eight million six hundred eighteen thousand two hundred eighteen dollars for the 2019-2021 biennium, three hundred six million nine hundred two thousand nine hundred ninety-six dollars for the 2021-2023 biennium, and four hundred thirty-three million two hundred fifty-nine thousand five hundred seventy-three dollars for the 2023-2025 biennium.

NEW SECTION. Sec. 7002. ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS. (1) The following agencies may enter into financial contracts, paid from any funds of an agency, appropriated or nonappropriated, for the purposes indicated and in not more than the principal amounts indicated, plus financing expenses and required reserves pursuant to chapter 39.94 RCW. When securing properties under this section, agencies shall use the most economical financial contract option available, including long-term leases, lease-purchase agreements, lease-development with option to purchase agreements or financial contracts using certificates of participation. Expenditures made by an agency for one of the indicated purposes before the issue date of the authorized financial contract and any certificates of participation therein are intended to be reimbursed from proceeds of the financial contract and any certificates of participation therein to the extent provided in the agency's financing plan approved by the state finance committee.

(2) Those noninstructional facilities of higher education institutions authorized in this section to enter into financial contracts are not eligible for state funded maintenance and operations. Instructional space that is available for regularly scheduled classes for academic transfer, basic skills, and workforce training programs may be eligible for state funded maintenance and operations.

(3) Secretary of state: Enter into a financing contract for up to \$103,143,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct a new library-archives building.

(4) Washington state patrol: Enter into a financing contract for up to \$7,450,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct a burn building for live fire training.

(5) Department of social and health services: Enter into a financing contract for up to \$3,600,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to purchase the King county secure community transition center.

(6) Department of fish and wildlife: Enter into a financing contract for up to \$3,099,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to purchase automated salmon marking trailers.

(7) Department of natural resources: Enter into a financing contract for up to \$1,800,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to remodel spaces within agency-owned commercial buildings that will benefit the common school trust.

(8) Western Washington University: Enter into a financing contract for up to \$9,950,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct a consolidated academic support services facility. Debt service for this facility may not be paid from additional student fees.

(9) Community and technical colleges:

(a) Enter into a financing contract on behalf of Columbia Basin Community College for up to \$27,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct a student recreation center.

(b) Enter into a financing contract on behalf of Pierce College Puyallup for up to \$2,831,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to purchase land and construct parking.

(c) Enter into a financing contract on behalf of Walla Walla Community College for up to \$1,500,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to build a student activity center on the Clarkston campus.

(d) Enter into a financing contract on behalf of Walla Walla Community College for up to \$6,500,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to build a student recreation center.

(e) Enter into a financing contract on behalf of Wenatchee Valley College for up to \$4,500,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW for the Wells Hall replacement project.

(f) Enter into a financing contract on behalf of Yakima Valley Community College for up to \$22,700,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to build additional instructional and lab classroom space.

(g) Enter into a financing contract on behalf of Everett Community College for up to \$10,000,000 plus financing expenses and required reserves pursuant to chapter

39.94 RCW to purchase one or more properties adjacent to the campus.

NEW SECTION. Sec. 7003. (1) To ensure that major construction projects are carried out in accordance with legislative and executive intent, agencies must complete a predesign for state construction projects with a total anticipated cost in excess of \$5,000,000, or \$10,000,000 for higher education institutions. "Total anticipated cost" means the sum of the anticipated cost of the predesign, design, and construction phases of the project.

(2) Appropriations for design may not be expended or encumbered until the office of financial management has reviewed and approved the agency's predesign.

(3) The predesign must explore at least three project alternatives. These alternatives must be both distinctly different and viable solutions to the issue being addressed. The chosen alternative should be the most reasonable and cost-effective solution. The predesign document must include, but not be limited to, program, site, and cost analysis, and an analysis of the life-cycle costs of the alternatives explored, in accordance with the predesign manual adopted by the office of financial management.

(4) The office of financial management may make an exception to the predesign requirements in this section after notifying the legislative fiscal committees and waiting ten days for comment by the legislature regarding the proposed exception.

NEW SECTION. Sec. 7004. (1) The legislature finds that use of life-cycle cost analysis will aid public entities, architects, engineers, and contractors in making design and construction decisions that positively impact both the initial construction cost and the ongoing operating and maintenance cost of a project. To ensure that the total cost of a project is accounted for and the most reasonable and cost efficient design is used, agencies shall develop life-cycle costs for any construction project over \$10,000,000. The life-cycle costs must represent the present value sum of capital costs, installation costs, operating costs, and maintenance costs over the life expectancy of the project. The legislature further finds the most effective approach to the life-cycle cost analysis is to integrate it into the early part of the design process.

(2) Agencies must develop a minimum of three project alternatives for use in the life-cycle cost analysis. These alternatives must be both distinctly different and viable solutions to the issue being addressed. The chosen alternative must be the most reasonable and cost-effective solution. A brief description of each project alternative and why it was chosen must be included in the life-cycle cost analysis section of the predesign.

(3) The office of financial management shall: (a) Make available a life-cycle cost model to be used for analysis; (b) in consultation with the department of enterprise services, provide assistance in using the life-cycle cost model; and (c) update the life-cycle cost model annually including assumptions for inflation rates, discount rates, and energy rates.

(4) Agencies shall consider architectural and engineering firms' and general contractors' experience using life-cycle costs, operating costs, and energy efficiency measures when selecting an architectural and engineering firm, or when selecting contractors using alternative contracting methods.

NEW SECTION. Sec. 7005. Agencies administering construction projects with a total anticipated cost in excess of \$5,000,000, or \$10,000,000 for higher education institutions, must submit progress reports to the office of financial management and to the fiscal committees of the house of representatives and senate. "Total anticipated cost" means the sum of the anticipated cost of the predesign, design, and construction phases of the project. Reports must be submitted on July 1st and December 31st of each year in a format determined by the office of financial management. After the project is completed, agencies must also submit a closeout report that identifies the total project cost and any unspent appropriations.

NEW SECTION. Sec. 7006. (1) Allotments for appropriations in this act shall be provided in accordance with the capital project review requirements adopted by the office of financial management and in compliance with RCW 43.88.110. Projects that will be employing alternative public works construction procedures under chapter 39.10 RCW are subject to the allotment procedures defined in this section and RCW 43.88.110.

(2) Each project is defined as proposed in the legislative budget notes or in the governor's budget document.

NEW SECTION. Sec. 7007. (1) The office of financial management may authorize a transfer of appropriation authority provided for a capital project that is in excess of the amount required for the completion of such project to another capital project for which the appropriation is insufficient. No such transfer may be used to expand the capacity of any facility beyond that intended in making the appropriation. Such transfers may be effected only between capital appropriations to a specific department, commission, agency, or institution of higher education and only between capital projects that are funded from the same fund or account. No transfers may occur between projects to local government agencies except where the grants are provided within a single omnibus appropriation and where such transfers are specifically authorized by the implementing statutes that govern the grants. However, the office of financial management may transfer funds from the emergency repair pool to supplement the western state hospital wards renovations for forensic services project in section 2035 of this act if bids exceed the project appropriation.

(2) The office of financial management may find that an amount is in excess of the amount required for the completion of a project only if: (a) The project as defined in the notes to the budget document is substantially complete and there are funds remaining; or (b) bids have been let on a project and it appears to a substantial certainty that the project as defined in the notes to the budget document can

be completed within the biennium for less than the amount appropriated in this act.

(3) For the purposes of this section, the intent is that each project be defined as proposed to the legislature in the governor's budget document, unless it clearly appears from the legislative history that the legislature intended to define the scope of a project in a different way.

(4) A report of any transfer effected under this section, except emergency projects or any transfer under \$250,000, shall be filed with the legislative fiscal committees of the senate and house of representatives by the office of financial management at least thirty days before the date the transfer is effected. The office of financial management shall report all emergency or smaller transfers within thirty days from the date of transfer. However, the office of financial management may effect one or more transfers to supplement the western state hospital wards renovations for forensic services project in section 2035 of this act without waiting thirty days for fiscal committee response.

NEW SECTION. Sec. 7008. (1) It is expected that projects be ready to proceed in a timely manner depending on the type or phase of the project or program that is the subject of the appropriation in this act. Except for major projects that customarily may take more than two biennia to complete from predesign to the end of construction, or large infrastructure grant or loan programs supporting projects that often take more than two biennia to complete, the legislature generally does not intend to reappropriate funds more than once, particularly for smaller grant programs, local/community projects, and minor works.

(2) Agencies shall expedite the expenditure of reappropriations and appropriations in this act in order to: (a) Rehabilitate infrastructure resources; (b) accelerate environmental rehabilitation and restoration projects for the improvement of the state's natural environment; (c) reduce additional costs associated with acquisition and construction inflationary pressures; and (d) provide additional employment opportunities associated with capital expenditures.

(3) To the extent feasible, agencies are directed to accelerate expenditure rates at their current level of permanent employees and shall use contracted design and construction services wherever necessary to meet the goals of this section.

NEW SECTION. Sec. 7009. (1) Any building project that receives over \$10,000,000 in funding from the capital budget must be built to sustainable standards. "Sustainable building" means a building that integrates and optimizes all major high-performance building attributes, including energy efficiency, durability, life-cycle performance, and occupant productivity. The following design and construction attributes must be integrated into the building project:

(a) Employ integrated design principles: Use a collaborative, integrated planning and design process that initiates and maintains an integrated project team in all stages of a project's planning and delivery. Establish

performance goals for siting, energy, water, materials, and indoor environmental quality along with other comprehensive design goals and ensures incorporation of these goals throughout the design and life-cycle of the building. Consider all stages of the building's life-cycle, including deconstruction.

(b) Commissioning: Employ commissioning practices tailored to the size and complexity of the building and its system components in order to verify performance of building components and systems and help ensure that design requirements are met. This should include an experienced commissioning provider, inclusion of commissioning requirements in construction documents, a commissioning plan, verification of the installation and performance of systems to be commissioned, and a commissioning report.

(c) Optimize energy performance: Establish a whole building performance target that takes into account the intended use, occupancy, operations, plug loads, other energy demands, and design to earn the ENERGY STAR targets for new construction and major renovation where applicable. For new construction target low energy use index. For major renovations, target reducing energy use by fifty percent below prerenovations baseline.

(d) On-site renewable energy: Meet at least thirty percent of the hot water demand through the installation of solar hot water heaters, when life-cycle cost effective. Implement renewable energy generation projects on agency property for agency use, when life-cycle cost effective.

(e) Measurement and verification: Where appropriate, install building level electricity meters in new major construction and renovation projects to track and continuously optimize performance. Include equivalent meters for natural gas and steam, where natural gas and steam are used. Where appropriate, install dashboards inside buildings to display and incentivize occupants on energy use.

(f) Benchmarking: Compare performance data from the first year of operation with the energy design target. Verify that the building performance meets or exceeds the design target. For other building and space types, use an equivalent benchmarking tool.

NEW SECTION. Sec. 7010. State agencies, including institutions of higher education, shall allot and report full-time equivalent staff for capital projects in a manner comparable to staff reporting for operating expenditures.

NEW SECTION. Sec. 7011. Executive Order No. 05-05, archaeological and cultural resources, was issued effective November 10, 2005. Agencies shall comply with the requirements set forth in this executive order.

NEW SECTION. Sec. 7012. FOR THE ARTS COMMISSION—ART WORK ALLOWANCE. (1) One-half of one percent of moneys appropriated in this act for original construction of school plant facilities is provided solely for the purposes of RCW 28A.335.210.

(2) One-half of one percent of moneys appropriated in this act for original construction or any major renovation or remodel work exceeding \$200,000 by colleges or universities is provided solely for the purposes of RCW 28B.10.027.

(3) One-half of one percent of moneys appropriated in this act for original construction of any public building by a state agency identified in RCW 43.17.200 is provided solely for the purposes of RCW 43.17.200.

(4) At least eighty percent of the moneys spent by the Washington state arts commission during the 2019-2021 biennium for the purposes of RCW 28A.335.210, 28B.10.027, and 43.17.200 must be expended solely for direct acquisition of works of art. Art allocations not expended within the ensuing two biennia will lapse. The commission may use up to \$200,000 of this amount to conserve or maintain existing pieces in the state art collection.

NEW SECTION. Sec. 7013. To carry out the provisions of this act, the governor may assign responsibility for predesign, design, construction, and other related activities to any appropriate agency.

NEW SECTION. Sec. 7014. If any federal moneys appropriated by this act for capital projects are not received by the state, the department or agency to which the moneys were appropriated may replace the federal moneys with funds available from private or local sources. No replacement may occur under this section without the prior approval of the director of financial management in consultation with the senate ways and means committee and the house of representatives capital budget committee.

NEW SECTION. Sec. 7015. (1) Unless otherwise stated, for all appropriations under this act that require a match of nonstate money or in-kind contributions, the following requirement, consistent with RCW 43.88.150, shall apply: Expenditures of state money shall be timed so that the state share of project expenditures never exceeds the intended state share of total project costs.

(2) Provision of the full amount of required matching funds is not required to permit the expenditure of capital budget appropriations for phased projects if a proportional amount of the required matching funds is provided for each distinct, identifiable phase of the project.

NEW SECTION. Sec. 7016. NONTAXABLE AND TAXABLE BOND PROCEEDS. Portions of the appropriation authority granted by this act from the state building construction account, or any other account receiving bond proceeds, may be transferred to the state taxable building construction account as deemed necessary by the state finance committee to comply with the federal internal revenue service rules and regulations pertaining to the use of nontaxable bond proceeds. Portions of the general obligation bond proceeds authorized by chapter . . . , Laws of 2019, (Substitute House Bill No. 1101, the general obligation bond bill) for deposit into the state taxable building construction account that are in excess of amounts required to comply with the federal internal revenue service rules and regulations shall be deposited into the state

building construction account. The state treasurer shall submit written notification to the director of financial management if it is determined that a shift of appropriation authority between the state building construction account, or any other account receiving bond proceeds, and the state taxable building construction account is necessary, or that a shift of appropriation authority from the state taxable building construction account to the state building construction account may be made.

NEW SECTION. Sec. 7017. (1) Minor works project lists are single line appropriations that include multiple projects of a similar nature and that are valued between \$25,000 and \$1,000,000 each, with the exception of higher education minor works projects that may be valued up to \$2,000,000. Funds appropriated in this act for minor works may not be initially allotted until agencies submit project lists to the office of financial management for review and approval.

(2) Revisions to the project lists, including the addition of projects and the transfer of funds between projects, are allowed but must be submitted to the office of financial management, the house of representatives capital budget committee, and the senate ways and means committee for review and comment, and must include an explanation of variances from prior lists. Any project list revisions must be approved by the office of financial management before funds may be expended from the minor works appropriation.

(3)(a) All minor works projects should be completed within two years of the appropriation with the funding provided.

(b) Agencies are prohibited from including projects on their minor works lists that are a phase of a larger project, and that if combined over a continuous period of time, would exceed \$1,000,000, or \$2,000,000 for higher education minor works projects.

(c) Minor works appropriations may not be used for the following: Studies, except for technical or engineering reviews or designs that lead directly to and support a project on the same minor works list; planning; design outside the scope of work on a minor works list; movable, temporary, and traditionally funded operating equipment not in compliance with the equipment criteria established by the office of financial management; software not dedicated to control of a specialized system; moving expenses; land or facility acquisition; rolling stock; computers; or to supplement funding for projects with funding shortfalls unless expressly authorized. The office of financial management may make an exception to the limitations described in this subsection (3)(c) for exigent circumstances after notifying the legislative fiscal committees and waiting ten days for comments by the legislature regarding the proposed exception.

(d) Minor works preservation projects may include program improvements of no more than twenty-five percent of the individual minor works preservation project cost.

(e) Improvements for accessibility in compliance with the Americans with disabilities act may be included in any of the minor works categories.

NEW SECTION. Sec. 7018. FOR THE STATE TREASURER—TRANSFERS

(1) Public Works Assistance Account: For transfer to the water pollution control revolving account, up to \$6,000,000 for fiscal year 2020 and up to \$6,000,000 for fiscal year 2021 \$12,000,000

(2) Public Works Assistance Account: For transfer to the drinking water assistance account, up to \$5,500,000 for fiscal year 2020 and up to \$5,500,000 for fiscal year 2021 \$11,000,000

(3)(a) Public Works Assistance Account: For transfer to the statewide broadband account, \$10,775,000 for fiscal year 2020 and \$10,775,000 for fiscal year 2021 \$21,550,000

(b) The transfer identified in this subsection is contingent upon the enactment of chapter . . . , Laws of 2019 (Second Substitute Senate Bill No. 5511, broadband service) by June 30, 2019.

(4) State Building Construction Account: For transfer to the advanced environmental mitigation revolving account, for fiscal year 2020..... \$9,000,000

(5)(a) Local Toxics Control Account: For transfer to the cleanup settlement account as repayment of the loan provided in section 7038, chapter 3, Laws of 2015 3rd sp. sess. (capital budget), in an amount not to exceed the actual amount of the total remaining principal and interest of the loan, \$8,000,000 for fiscal year 2020 and \$8,000,000 for fiscal year 2021 \$16,000,000

(b) If Engrossed Substitute Senate Bill No. 5993 is enacted by June 30, 2019, then the treasurer must make this transfer from the model toxics control stormwater account, rather than the local toxics control account.

NEW SECTION. Sec. 7019. The department of ecology, in consultation with the department of revenue and the department of transportation, must review its enforcement of the application of the hazardous substance tax to aviation fuels, and develop and submit recommendations to the appropriate legislative committees before the 2020 legislative session regarding application of state and local taxes, including specifically the hazardous substance tax under chapter 82.21 RCW, to aviation fuels in light of federal restrictions on the proceeds of such taxes.

NEW SECTION. Sec. 7020. To the extent that any appropriation authorizes expenditures of state funds from the

state building construction account, or from any other capital project account in the state treasury, for a capital project or program that is specified to be funded with proceeds from the sale of bonds, the legislature declares that any such expenditures for that project or program made prior to the issue date of the applicable bonds are intended to be reimbursed from proceeds of those bonds in a maximum amount equal to the amount of such appropriation.

NEW SECTION. Sec. 7021. (1) The department of enterprise services, in consultation with the office of financial management, is granted the authority to sell the real property known as the Tacoma Rhodes complex. The property consists of the Broadway building, Market building, and parking garage.

(2) The department may negotiate a sale with the city of Tacoma for less than fair market value, but the purchase price must cover appraisal costs, all debt service, all closing costs, all financing contracts, and the cost of outstanding liabilities necessary to keep the department whole.

(3) If the department and the city of Tacoma are unable to negotiate agreed upon terms and execute a purchase and sale agreement by December 31, 2019, the department may sell the property to any purchaser for no less than fair market value.

(4) The terms and conditions of the sale must meet the business needs of the state tenants.

(5) Any sale proceeds remaining after the department has satisfied all of the obligations, including appraisal costs, all debt service, all closing costs, all financing contracts, and the cost of outstanding liabilities, must be deposited into the Thurston county capital facilities account.

NEW SECTION. Sec. 7022. (1) The department of natural resources must conduct an asset valuation of state lands and state forestlands held in trust and managed by the department. The analysis required in subsections (3) and (4) of this section may be provided through contracted services.

(2) The department must describe all trust lands, by trust, including timber lands, agricultural lands, commercial lands, and other lands, and identify revenues from leases or other sources for those lands. The department must briefly describe the income from these trust lands, and potential enhancements to income, including intergenerational income, from the asset bases of these trusts.

(3) The analysis must estimate the current fair market value of these lands for each trust beneficiary, including the separate beneficiaries of state lands as defined in RCW 79.02.010, and the beneficiaries of state forestlands as specified in chapter 79.22 RCW. The estimation of current fair market values must specify the values by the various asset classes including, but not limited to, the following asset classes: Timber lands; irrigated agriculture; dryland agriculture, including grazing lands; commercial real estate; mining; and other income production. The analysis must also estimate the value of ecosystem services and recreation benefits for asset classes that produce these benefits. The legislature encourages the department and its

contractors to develop methods and tools to allow tracking of the estimated fair market values over time.

(4) For each of the different asset classes and for each of the various trusts, the analysis must calculate the average annual gross and net income as a percentage of estimated current asset value.

(5) The department must provide a progress report to the legislature by December 1, 2019, which may include any initial recommendations. The final report must be submitted by June 30, 2020, and must include options to:

(a) Improve the net rates of return on different classes of assets;

(b) Increase the reliability of, and enhance if possible, revenue for trust beneficiaries; and

(c) Present and explain factors that either (i) define, (ii) constrict, or (iii) define and constrict the department's management practices and revenue production. The factors to be considered include, but are not limited to, statutory, constitutional, operational, and social factors.

Sec. 7023. RCW 28B.15.210 and 2017 3rd sp.s. c 1 s 952 are each amended to read as follows:

Within thirty-five days from the date of collection thereof, all building fees at the University of Washington, including building fees to be charged students registering in the schools of medicine and dentistry, shall be paid into the state treasury and credited as follows:

One-half or such larger portion as may be necessary to prevent a default in the payments required to be made out of the bond retirement fund to the "University of Washington bond retirement fund" and the remainder thereof to the "University of Washington building account." The sum so credited to the University of Washington building account shall be used exclusively for the purpose of erecting, altering, maintaining, equipping, or furnishing buildings, and for certificates of participation under chapter 39.94 RCW, except for any sums transferred as authorized in RCW 28B.20.725(3). The sum so credited to the University of Washington bond retirement fund shall be used for the payment of principal of and interest on bonds outstanding as provided by chapter 28B.20 RCW except for any sums transferred as authorized in RCW 28B.20.725(5). ~~((During the 2015-2017 biennium, sums credited to the University of Washington building account shall also be used for routine facility maintenance, utility costs, and facility condition assessments.))~~ During the 2017-2019 biennium, sums credited to the University of Washington building account ~~((shall))~~ may also be used for routine facility maintenance, utility costs, and facility condition assessments. During the 2019-2021 biennium, sums credited to the University of Washington building account may also be used for routine facility maintenance, utility costs, and facility condition assessments.

Sec. 7024. RCW 28B.15.310 and 2017 3rd sp.s. c 1 s 953 are each amended to read as follows:

Within thirty-five days from the date of collection thereof, all building fees shall be paid and credited as

follows: To the Washington State University bond retirement fund, one-half or such larger portion as may be necessary to prevent a default in the payments required to be made out of such bond retirement fund; and the remainder thereof to the Washington State University building account.

The sum so credited to the Washington State University building account shall be expended by the board of regents for buildings, equipment, or maintenance on the campus of Washington State University as may be deemed most advisable and for the best interests of the university, and for certificates of participation under chapter 39.94 RCW, except for any sums transferred as authorized by law. ~~((During the 2015-2017 biennium, sums credited to the Washington State University building account shall also be used for routine facility maintenance, utility costs, and facility condition assessments.))~~ During the 2017-2019 biennium, sums credited to the Washington State University building account ~~((shall))~~ may also be used for routine facility maintenance, utility costs, and facility condition assessments. During the 2019-2021 biennium, sums credited to the Washington State University building account may also be used for routine facility maintenance, utility costs, and facility condition assessments. Expenditures so made shall be accounted for in accordance with existing law and shall not be expended until appropriated by the legislature.

The sum so credited to the Washington State University bond retirement fund shall be used to pay and secure the payment of the principal of and interest on building bonds issued by the university, except for any sums which may be transferred out of such fund as authorized by law.

Sec. 7025. RCW 28B.20.725 and 2018 c 2 s 7019 are each amended to read as follows:

The board is hereby empowered:

(1) To reserve the right to issue bonds later on a parity with any bonds being issued;

(2) To authorize the investing of moneys in the bond retirement fund and any reserve account therein;

(3) To authorize the transfer of money from the University of Washington building account to the bond retirement fund when necessary to prevent a default in the payments required to be made out of such fund;

(4) To create a reserve account or accounts in the bond retirement fund to secure the payment of the principal of and interest on any bonds;

(5) To authorize the transfer to the University of Washington building account of any money on deposit in the bond retirement fund in excess of debt service for a period of three years from the date of such transfer on all outstanding bonds payable out of such fund. ~~((However, during the 2015-2017 fiscal biennium, the legislature may transfer to the University of Washington building account moneys that are in excess of the debt service due within the 2015-2017 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund.))~~ However, during the 2017-2019 fiscal biennium, the legislature may transfer to the University of Washington

building account moneys that are in excess of the debt service due within the 2017-2019 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund. However, during the 2019-2021 fiscal biennium, the legislature may transfer to the University of Washington building account moneys that are in excess of the debt service due within the 2019-2021 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund.

Sec. 7026. RCW 28B.30.750 and 2018 c 2 s 7020 are each amended to read as follows:

The board is hereby empowered:

(1) To reserve the right to issue bonds later on a parity with any bonds being issued;

(2) To authorize the investing of moneys in the bond retirement fund and any reserve account therein;

(3) To authorize the transfer of money from the Washington State University building account to the bond retirement fund when necessary to prevent a default in the payments required to be made out of such fund;

(4) To create a reserve account or accounts in the bond retirement fund to secure the payment of the principal of and interest on any bonds;

(5) To authorize the transfer to the Washington State University building account of any money on deposit in the bond retirement fund in excess of debt service for a period of three years from the date of such transfer on all outstanding bonds payable out of such fund. ~~((However, during the 2015-2017 fiscal biennium, the legislature may transfer to the Washington State University building account moneys that are in excess of the debt service due within the 2015-2017 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund.))~~ However, during the 2017-2019 fiscal biennium, the legislature may transfer to the Washington State University building account moneys that are in excess of the debt service due within the 2017-2019 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund. However, during the 2019-2021 fiscal biennium, the legislature may transfer to the Washington State University building account moneys that are in excess of the debt service due within the 2019-2021 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund.

Sec. 7027. RCW 28B.35.370 and 2017 3rd sp.s. c 1 s 954 are each amended to read as follows:

Within thirty-five days from the date of collection thereof all building fees of each regional university and The Evergreen State College shall be paid into the state treasury and these together with such normal school fund revenues as provided in RCW 28B.35.751 as are received by the state treasury shall be credited as follows:

(1) On or before June 30th of each year the board of trustees of each regional university and The Evergreen State College, if issuing bonds payable out of its building fees and above described normal school fund revenues, shall certify

to the state treasurer the amounts required in the ensuing twelve months to pay and secure the payment of the principal of and interest on such bonds. The amounts so certified by each regional university and The Evergreen State College shall be a prior lien and charge against all building fees and above described normal school fund revenues of such institution. The state treasurer shall thereupon deposit the amounts so certified in the Eastern Washington University capital projects account, the Central Washington University capital projects account, the Western Washington University capital projects account, or The Evergreen State College capital projects account respectively, which accounts are hereby created in the state treasury. The amounts deposited in the respective capital projects accounts shall be used to pay and secure the payment of the principal of and interest on the building bonds issued by such regional universities and The Evergreen State College as authorized by law. If in any twelve-month period it shall appear that the amount certified by any such board of trustees is insufficient to pay and secure the payment of the principal of and interest on the outstanding building and above described normal school fund revenue bonds of its institution, the state treasurer shall notify the board of trustees and such board shall adjust its certificate so that all requirements of moneys to pay and secure the payment of the principal of and interest on all such bonds then outstanding shall be fully met at all times.

(2) All normal school fund revenue pursuant to RCW 28B.35.751 shall be deposited in the Eastern Washington University capital projects account, the Central Washington University capital projects account, the Western Washington University capital projects account, or The Evergreen State College capital projects account respectively, which accounts are hereby created in the state treasury. The sums deposited in the respective capital projects accounts shall be appropriated and expended to pay and secure the payment of the principal of and interest on bonds payable out of the building fees and normal school revenue and for the construction, reconstruction, erection, equipping, maintenance, demolition and major alteration of buildings and other capital assets, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances in relation thereto except for any sums transferred therefrom as authorized by law. ~~((However, during the 2015-2017 biennium, sums in the respective capital accounts shall also be used for routine facility maintenance, utility costs, and facility condition assessments. However,))~~ During the 2017-2019 biennium, sums in the respective capital accounts ~~((shall))~~ may also be used for routine facility maintenance, utility costs, and facility condition assessments. During the 2019-2021 biennium, sums in the respective capital accounts may also be used for routine facility maintenance, utility costs, and facility condition assessments.

(3) Funds available in the respective capital projects accounts may also be used for certificates of participation under chapter 39.94 RCW.

Sec. 7028. RCW 28B.50.360 and 2017 3rd sp.s. c 1 s 955 are each amended to read as follows:

Within thirty-five days from the date of start of each quarter all collected building fees of each such community

and technical college shall be paid into the state treasury, and shall be credited as follows:

(1) On or before June 30th of each year the college board, if issuing bonds payable out of building fees, shall certify to the state treasurer the amounts required in the ensuing twelve-month period to pay and secure the payment of the principal of and interest on such bonds. The state treasurer shall thereupon deposit the amounts so certified in the community and technical college capital projects account. Such amounts of the funds deposited in the community and technical college capital projects account as are necessary to pay and secure the payment of the principal of and interest on the building bonds issued by the college board as authorized by this chapter shall be devoted to that purpose. If in any twelve-month period it shall appear that the amount certified by the college board is insufficient to pay and secure the payment of the principal of and interest on the outstanding building bonds, the state treasurer shall notify the college board and such board shall adjust its certificate so that all requirements of moneys to pay and secure the payment of the principal and interest on all such bonds then outstanding shall be fully met at all times.

(2) The community and technical college capital projects account is hereby created in the state treasury. The sums deposited in the capital projects account shall be appropriated and expended to pay and secure the payment of the principal of and interest on bonds payable out of the building fees and for the construction, reconstruction, erection, equipping, maintenance, demolition and major alteration of buildings and other capital assets owned by the state board for community and technical colleges in the name of the state of Washington, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances in relation thereto, engineering and architectural services provided by the department of enterprise services, and for the payment of principal of and interest on any bonds issued for such purposes. ~~((However, during the 2015-2017 biennium, sums in the capital projects account shall also be used for routine facility maintenance and utility costs. However,))~~ During the 2017-2019 biennium, sums in the capital projects account ((shall) may also be used for routine facility maintenance and utility costs. During the 2019-2021 biennium, sums in the capital projects account may also be used for routine facility maintenance and utility costs.

(3) Funds available in the community and technical college capital projects account may also be used for certificates of participation under chapter 39.94 RCW.

Sec. 7029. RCW 28B.77.070 and 2018 c 298 s 7014 are each amended to read as follows:

(1) The council shall identify budget priorities and levels of funding for higher education, including the two and four-year institutions of higher education and state financial aid programs. It is the intent of the legislature for the council to make budget recommendations for allocations for major policy changes in accordance with priorities set forth in the ten-year plan, but the legislature does not intend for the council to review and make recommendations on individual institutional budgets. It is the intent of the legislature that recommendations from the council prioritize funding needs

for the overall system of higher education in accordance with priorities set forth in the ten-year plan. It is also the intent of the legislature that the council's recommendations take into consideration the total per-student funding at similar public institutions of higher education in the global challenge states.

(2) By December of each odd-numbered year, the council shall outline the council's fiscal priorities under the ten-year plan that it must distribute to the institutions, the state board for community and technical colleges, the office of financial management, and the joint higher education committee.

(a) Capital budget outlines for the two-year institutions shall be submitted to the office of financial management by August 15th of each even-numbered year, and shall include the prioritized ranking of the capital projects being requested, a description of each capital project, and the amount and fund source being requested.

(b) Capital budget outlines for the four-year institutions must be submitted to the office of financial management by August 15th of each even-numbered year, and must include: The institutions' priority ranking of the project; the capital budget category within which the project will be submitted to the office of financial management in accordance with RCW 43.88D.010; a description of each capital project; and the amount and fund source being requested.

(c) The office of financial management shall reference these reporting requirements in its budget instructions.

(3) The council shall submit recommendations on the operating budget priorities to support the ten-year plan to the office of financial management by October 1st each year, and to the legislature by January 1st each year.

(4)(a) The office of financial management shall develop one prioritized list of capital projects for the legislature to consider that includes all of the projects requested by the four-year institutions of higher education that were scored by the office of financial management pursuant to chapter 43.88D RCW, including projects that were previously scored but not funded. The prioritized list of capital projects shall be based on the following priorities in the following order:

- (i) Office of financial management scores pursuant to chapter 43.88D RCW;
- (ii) Preserving assets;
- (iii) Degree production; and
- (iv) Maximizing efficient use of instructional space.

(b) The office of financial management shall include all of the capital projects requested by the four-year institutions of higher education, except for the minor works projects, in the prioritized list of capital projects provided to the legislature.

(c) The form of the prioritized list for capital projects requested by the four-year institutions of higher education

shall be provided as one list, ranked in priority order with the highest priority project ranked number "1" through the lowest priority project numbered last. The ranking for the prioritized list of capital projects may not:

- (i) Include subpriorities;
 - (ii) Be organized by category;
 - (iii) Assume any state bond or building account biennial funding level to prioritize the list; or
 - (iv) Assume any specific share of projects by institution in the priority list.
- (5) Institutions and the state board for community and technical colleges shall submit any supplemental capital budget requests and revisions to the office of financial management by November 1st and to the legislature by January 1st.

(6) For the 2017-2019 fiscal biennium and the 2019-2021 fiscal biennium, pursuant to subsection (4) of this section, the office of financial management may, but is not obligated to, develop one prioritized list of capital projects for the legislature to consider that includes all of the projects requested by the four-year institutions of higher education that were scored by the office of financial management pursuant to chapter 43.88D RCW, including projects that were previously scored but not funded.

Sec. 7030. RCW 43.63A.125 and 2011 1st sp.s. c 48 s 7027 are each amended to read as follows:

(1) The department shall establish the building communities fund program. Under the program, capital and technical assistance grants may be made to nonprofit organizations for acquiring, constructing, or rehabilitating facilities used for the delivery of nonresidential community services, including social service centers and multipurpose community centers, including those serving a distinct or ethnic population. Such facilities must be located in a distressed community or serve a substantial number of low-income or disadvantaged persons.

(2) The department shall establish a competitive process to solicit, evaluate, and rank applications for the building communities fund program as follows:

(a) The department shall conduct a statewide solicitation of project applications from nonprofit organizations.

(b) The department shall evaluate and rank applications in consultation with a citizen advisory committee using objective criteria. To be considered qualified, applicants must demonstrate that the proposed project:

- (i) Will increase the range, efficiency, or quality of the services provided to citizens;
- (ii) Will be located in a distressed community or will serve a substantial number of low-income or disadvantaged persons;
- (iii) Will offer three or more distinct activities that meet a single community service objective or offer a diverse

set of activities that meet multiple community service objectives, including but not limited to: Providing social services; expanding employment opportunities for or increasing the employability of community residents; or offering educational or recreational opportunities separate from the public school system or private schools, as long as recreation is not the sole purpose of the facility;

(iv) Reflects a long-term vision for the development of the community, shared by residents, businesses, leaders, and partners;

(v) Requires state funding to accomplish a discrete, usable phase of the project;

(vi) Is ready to proceed and will make timely use of the funds;

(vii) Is sponsored by one or more entities that have the organizational and financial capacity to fulfill the terms of the grant agreement and to maintain the project into the future;

(viii) Fills an unmet need for community services;

(ix) Will achieve its stated objectives; and

(x) Is a community priority as shown through tangible commitments of existing or future assets made to the project by community residents, leaders, businesses, and government partners.

(c) The evaluation and ranking process shall also include an examination of existing assets that applicants may apply to projects. Grant assistance under this section shall not exceed twenty-five percent of the total cost of the project, except, under exceptional circumstances, the department may reduce the amount of nonstate match required. However, during the 2019-2021 biennium, the legislature may waive the match required for the projects specified in section 1009 of this act. No more than ten percent of the total granted amount may be awarded to qualified eligible projects that meet the definition of exceptional circumstances defined in this subsection. For purposes of this subsection, exceptional circumstances include but are not limited to: Natural disasters affecting projects; emergencies beyond an applicant's control, such as a fire or an unanticipated loss of a lease where services are currently provided; or a delay that could result in a threat to public health or safety. The nonstate portion of the total project cost may include cash, the value of real property when acquired solely for the purpose of the project, and in-kind contributions.

(d) The department may not set a monetary limit to funding requests.

(3) The department shall submit biennially to the governor and the legislature in the department's capital budget request a ranked list of the qualified eligible projects for which applications were received. The list must include a description of each project, its total cost, and the amount of state funding requested. The appropriate fiscal committees of the legislature shall use this list to determine building communities fund projects that may receive funding in the capital budget. The total amount of state

capital funding available for all projects on the biennial list shall be determined by the capital budget beginning with the 2009-2011 biennium and thereafter. In addition, if cash funds have been appropriated, up to three million dollars may be used for technical assistance grants. The department shall not sign contracts or otherwise financially obligate funds under this section until the legislature has approved a specific list of projects.

(4) In addition to the list of ranked qualified eligible projects, the department shall submit to the appropriate fiscal committees of the legislature a summary report that describes the solicitation and evaluation processes, including but not limited to the number of applications received, the total amount of funding requested, issues encountered, if any, and any recommendations for process improvements.

(5) After the legislature has approved a specific list of projects in law, the department shall develop and manage appropriate contracts with the selected applicants; monitor project expenditures and grantee performance; report project and contract information; and exercise due diligence and other contract management responsibilities as required.

(6) In contracts for grants authorized under this section the department shall include provisions which require that capital improvements shall be held by the grantee for a specified period of time appropriate to the amount of the grant and that facilities shall be used for the express purpose of the grant. If the grantee is found to be out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued most closely to the date of authorization of the grant.

Sec. 7031. RCW 43.83.020 and 2015 1st sp.s. c 4 s 33 are each amended to read as follows:

(1) The state building construction account is hereby established in the state treasury and shall be used exclusively for the purposes of carrying out the provisions of the capital appropriation acts.

(2) During the ~~((2003-2005))~~ 2019-2021 fiscal biennium, the legislature may ~~((transfer))~~ direct the state treasurer to make transfers of moneys from the state building construction account to the ~~((conservation assistance))~~ advanced environmental mitigation revolving account ~~((such amounts as reflect the excess fund balance of the account)).~~

Sec. 7032. RCW 43.88D.010 and 2018 c 298 s 7013 are each amended to read as follows:

(1) By October 1st of each even-numbered year, the office of financial management shall complete an objective analysis and scoring of all capital budget projects proposed by the public four-year institutions of higher education and submit the results of the scoring process to the legislative fiscal committees and the four-year institutions. Each project must be reviewed and scored within one of the following categories, according to the project's principal purpose. Each project may be scored in only one category. The categories are:

(a) Access-related projects to accommodate enrollment growth at all campuses, at existing or new university centers, or through distance learning. Growth projects should provide significant additional student capacity. Proposed projects must demonstrate that they are based on solid enrollment demand projections, more cost-effectively provide enrollment access than alternatives such as university centers and distance learning, and make cost-effective use of existing and proposed new space;

(b) Projects that replace failing permanent buildings. Facilities that cannot be economically renovated are considered replacement projects. New space may be programmed for the same or a different use than the space being replaced and may include additions to improve access and enhance the relationship of program or support space;

(c) Projects that renovate facilities to restore building life and upgrade space to meet current program requirements. Renovation projects should represent a complete renovation of a total facility or an isolated wing of a facility. A reasonable renovation project should cost between sixty to eighty percent of current replacement value and restore the renovated area to at least twenty-five years of useful life. New space may be programmed for the same or a different use than the space being renovated and may include additions to improve access and enhance the relationship of program or support space;

(d) Major stand-alone campus infrastructure projects;

(e) Projects that promote economic growth and innovation through expanded research activity. The acquisition and installation of specialized equipment is authorized under this category; and

(f) Other project categories as determined by the office of financial management in consultation with the legislative fiscal committees.

(2) The office of financial management, in consultation with the legislative fiscal committees, shall establish a scoring system and process for each four-year project category that is based on the framework used in the community and technical college system of prioritization. Staff from the state board for community and technical colleges and the four-year institutions shall provide technical assistance on the development of a scoring system and process.

(3) The office of financial management shall consult with the legislative fiscal committees in the scoring of four-year institution project proposals, and may also solicit participation by independent experts.

(a) For each four-year project category, the scoring system must, at a minimum, include an evaluation of enrollment trends, reasonableness of cost, the ability of the project to enhance specific strategic master plan goals, age and condition of the facility if applicable, and impact on space utilization.

(b) Each four-year project category may include projects at the predesign, design, or construction funding phase.

(c) To the extent possible, the objective analysis and scoring system of all capital budget projects shall occur within the context of any and all performance agreements between the office of financial management and the governing board of a public, four-year institution of higher education that aligns goals, priorities, desired outcomes, flexibility, institutional mission, accountability, and levels of resources.

(4) In evaluating and scoring four-year institution projects, the office of financial management shall take into consideration project schedules that result in realistic, balanced, and predictable expenditure patterns over the ensuing three biennia.

(5) The office of financial management shall distribute common definitions, the scoring system, and other information required for the project proposal and scoring process as part of its biennial budget instructions. The office of financial management, in consultation with the legislative fiscal committees, shall develop common definitions that four-year institutions must use in developing their project proposals and lists under this section.

(6) In developing any scoring system for capital projects proposed by the four-year institutions, the office of financial management:

(a) Shall be provided with all required information by the four-year institutions as deemed necessary by the office of financial management;

(b) May utilize independent services to verify, sample, or evaluate information provided to the office of financial management by the four-year institutions; and

(c) Shall have full access to all data maintained by the joint legislative audit and review committee concerning the condition of higher education facilities.

(7) By August 1st of each even-numbered year each public four-year higher education institution shall prepare and submit prioritized lists of the individual projects proposed by the institution for the ensuing six-year period in each category. The lists must be submitted to the office of financial management and the legislative fiscal committees. The four-year institutions may aggregate minor works project proposals by primary purpose for ranking purposes. Proposed minor works projects must be prioritized within the aggregated proposal, and supporting documentation, including project descriptions and cost estimates, must be provided to the office of financial management and the legislative fiscal committees.

(8) For the 2017-2019 fiscal biennium and the 2019-2021 fiscal biennium, pursuant to subsection (1) of this section, by November 1, ~~((2018))~~ 2020, the office of financial management must score higher education capital project criteria with a rating scale that assesses how well a particular project satisfies those criteria. The office of financial management may not use a rating scale that weighs the importance of those criteria.

(9) For the 2017-2019 fiscal biennium and the 2019-2021 fiscal biennium, pursuant to subsection (6)(a) of this section and in lieu of the requirements of subsection (7) of

this section, by August 15, ~~((2018))~~ 2020, the institutions of higher education shall prepare and submit or resubmit to the office of financial management and the legislative fiscal committees:

(a) Individual project proposals developed pursuant to subsection (1) of this section;

(b) Individual project proposals scored in prior biennia pursuant to subsection (1) of this section; and

(c) A prioritized list of up to five project proposals submitted pursuant to (a) and (b) of this subsection.

Sec. 7033. RCW 43.155.050 and 2017 3rd sp.s. c 10 s 5 and 2017 3rd sp.s. c 1 s 974 are each reenacted and amended to read as follows:

The public works assistance account is hereby established in the state treasury. Money may be placed in the public works assistance account from the proceeds of bonds when authorized by the legislature or from any other lawful source. Money in the public works assistance account shall be used to make loans and grants and to give financial guarantees to local governments for public works projects. Moneys in the account may also be appropriated or transferred to the water pollution control revolving account [fund] and the drinking water assistance account to provide for state match requirements under federal law. Not more than twenty percent of the biennial capital budget appropriation to the public works board from this account may be expended or obligated for preconstruction loans and grants, emergency loans and grants, or loans and grants for capital facility planning under this chapter. Not more than ten percent of the biennial capital budget appropriation to the public works board from this account may be expended or obligated as grants for preconstruction, emergency, capital facility planning, and construction projects. ~~((During the 2015-2017 fiscal biennium, the legislature may transfer from the public works assistance account to the general fund, the water pollution control revolving account [fund], and the drinking water assistance account such amounts as reflect the excess fund balance of the account.))~~ During the ~~((2015-2017 and))~~ 2017-2019 and 2019-2021 fiscal biennia, the legislature may appropriate moneys from the account for activities related to rural economic development, the growth management act, the aviation revitalization loan program, the community economic revitalization board broadband program, and the voluntary stewardship program. During the 2015-2017 fiscal biennium, the legislature may transfer from the public works assistance account to the state general fund such amounts as specified by the legislature. During the 2017-2019 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the public works assistance account to the education legacy trust account. It is the intent of the legislature that this policy will be continued in subsequent fiscal biennia. If chapter . . . Laws of 2019 (Second Substitute Senate Bill No. 5511, broadband service) is enacted by June 30, 2019, then during the 2019-2021 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the public works assistance account to the statewide broadband account.

Sec. 7034. RCW 70.148.020 and 2016 sp.s. c 35 s 6013 and 2016 c 161 s 15 are each reenacted and amended to read as follows:

(1) The pollution liability insurance program trust account is established in the custody of the state treasurer. All funds appropriated for this chapter and all premiums collected for reinsurance shall be deposited in the account. Except as provided in chapter 70.340 RCW, expenditures from the account shall be used exclusively for the purposes of this chapter including payment of costs of administering the pollution liability insurance and underground storage tank community assistance programs. Expenditures for payment of administrative and operating costs of the agency are subject to the allotment procedures under chapter 43.88 RCW and may be made only after appropriation by statute. No appropriation is required for other expenditures from the account.

(2) Each calendar quarter, the director shall report to the insurance commissioner the loss and surplus reserves required for the calendar quarter. The director shall notify the department of revenue of this amount by the fifteenth day of each calendar quarter.

(3) ~~((During the 2015-2017 fiscal biennium, the legislature may transfer from the pollution liability insurance program trust account to the underground storage tank revolving account such amounts as reflect the excess fund balance of the account.))~~ During the 2019-2021 fiscal biennium, the legislature may make appropriations from the pollution liability insurance program trust account for the leaking tank model remedies activity.

(4) This section expires July 1, 2030.

Sec. 7035. RCW 90.94.090 and 2018 c 1 s 301 are each amended to read as follows:

(1) A joint legislative task force on water resource mitigation is established to review the treatment of surface water and groundwater appropriations as they relate to instream flows and fish habitat, to develop and recommend a mitigation sequencing process and scoring system to address such appropriations, and to review the Washington supreme court decision in *Foster v. Department of Ecology*, 184 Wn.2d 465, 362 P.3d 959 (2015).

(2) The task force must consist of the following members:

(a) Two members from each of the two largest caucuses of the senate, appointed by the president of the senate;

(b) Two members from each of the two largest caucuses of the house of representatives, appointed by the speaker of the house of representatives;

(c) A representative from the department, appointed by the director of the department;

(d) A representative from the department of fish and wildlife, appointed by the director of the department of fish and wildlife;

(e) A representative from the department of agriculture, appointed by the director of the department of agriculture;

(f) One representative from each of the following groups, appointed by the consensus of the cochair of the task force:

(i) An organization representing the farming industry in Washington;

(ii) An organization representing Washington cities;

(iii) Two representatives from an environmental advocacy organization or organizations;

(iv) An organization representing municipal water purveyors;

(v) An organization representing business interests;

(vi) Representatives of two federally recognized Indian tribes, one invited by recommendation of the Northwest Indian fisheries commission, and one invited by recommendation of the Columbia river intertribal fish commission.

(3) If a member has not been designated for a position set forth in subsection (2) of this section, that position may not be counted for purposes of determining a quorum.

(4) One cochair of the task force must be a member of the majority caucus of one chamber of the legislature, and one cochair must be a member of the minority caucus of the other chamber of the legislature, as those caucuses existed as of January 19, 2018.

~~((4))~~ (5) The first meeting of the task force must occur by June 30, 2018.

~~((5))~~ (6) Staff support for the task force must be provided by the office of program research and senate committee services. The department and the department of fish and wildlife shall cooperate with the task force and provide information as the cochair reasonably request.

~~((6))~~ (7) Within existing appropriations, the expenses of the operations of the task force, including the expenses associated with the task force's meetings, must be paid jointly and in equal amounts by the senate and the house of representatives. Task force expenditures are subject to approval by the house executive rules committee and the senate facility and operations committee. Legislative members of the task force are reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members are not entitled to be reimbursed for travel expenses if they are elected officials or are participating on behalf of an employer, governmental entity, or other organization. Any reimbursement for other nonlegislative members is subject to chapter 43.03 RCW.

~~((7))~~ (8)(a) By November 15, 2019, the joint legislative task force must make recommendations to the legislature in compliance with RCW 43.01.036. The task force may update its November 15, 2019, recommendations by November 15, 2020, if a majority of the members of the task force determine that such an update is appropriate based

on additional information developed as a result of the pilot projects established under subsection (9) of this section.

(b) Recommendations of the joint legislative task force must be made by a sixty percent majority of the appointed members of the task force. The representatives of the departments of fish and wildlife, ecology, and agriculture are not eligible to vote on the recommendations. Minority recommendations that achieve the support of at least five of the ~~((named))~~ appointed voting members of the task force may also be submitted to the legislature.

~~((8))~~ (9) The department shall issue permit decisions for up to five water resource mitigation pilot projects. It is the intent of the legislature to use the pilot projects to inform the legislative task force process while also enabling the processing of water right applications that address water supply needs. The department is authorized to issue permits in reliance upon water resource mitigation of impacts to instream flows and closed surface water bodies under the following mitigation sequence:

(a) Avoiding impacts by: (i) Complying with mitigation required by adopted rules that set forth minimum flows, levels, or closures; or (ii) making the water diversion or withdrawal subject to the applicable minimum flows or levels; or

(b) Where avoidance of impacts is not reasonably attainable, minimizing impacts by providing permanent new or existing trust water rights or through other types of replacement water supply resulting in no net annual increase in the quantity of water diverted or withdrawn from the stream or surface water body and no net detrimental impacts to fish and related aquatic resources; or

(c) Where avoidance and minimization are not reasonably attainable, compensating for impacts by providing net ecological benefits to fish and related aquatic resources in the water resource inventory area through in-kind or out-of-kind mitigation or a combination thereof, that improves the function and productivity of affected fish populations and related aquatic habitat. Out-of-kind mitigation may include instream or out-of-stream measures that improve or enhance existing water quality, riparian habitat, or other instream functions and values for which minimum instream flows or closures were established in that watershed.

~~((9))~~ (10) The department must monitor the implementation of the pilot projects, including all mitigation associated with each pilot project, approved under this section at least annually through December 31, 2028.

~~((10))~~ (11) The pilot projects eligible for processing under this section, based on criteria as of January 19, 2018, include:

(a) A city operating a group A water system in Kitsap county and water resource inventory area 15, with a population between 13,000 and 14,000;

(b) A city operating a group A water system in Pierce county and water resource inventory area 10, with a population between 9,500 and 10,500;

(c) A city operating a group A water system in Thurston county and water resource inventory area 11, with a population between 8,500 and 9,500;

(d) A nonprofit mutual water system operating a group A water system in Pierce county and water resource inventory area 12, with between 10,500 and 11,500 service connections; and

(e) An irrigation district located in Whatcom county and water resource inventory area 1, solely for the purpose of processing changes of water rights from surface water to groundwater, and implementing flow augmentation to benefit instream flows.

~~((11))~~ (12) Water right applicants eligible to be processed under this pilot project authority must elect to be included in the pilot project review by notifying the department by July 1, 2018. Once an applicant notifies the department of its intent to be processed under this pilot project authority, subsection ~~((8))~~ (9) of this section applies to final decisions issued by the department, even if such a final decision is issued after the expiration of this section.

~~((12))~~ (13) By November 15, 2018, the department must furnish the task force with information on conceptual mitigation plans for each water resource mitigation pilot project application. By November 15, 2019, the department must provide the task force with an update on the mitigation plans based on additional information developed after November 15, 2018.

~~((13))~~ (14) To ensure that the processing of pilot project applications can inform the task force process in a timely manner, the department must expedite processing of applications for water resource mitigation pilot projects. The applicant for each pilot project must reimburse the department for the department's costs of processing the applicant's application.

~~((14))~~ (15) The water resource mitigation pilot project authority granted to the department does not affect or modify any other procedural requirements of chapter 90.03, 90.44, or 90.54 RCW that apply to the processing of such applications.

~~((15))~~ (16) The joint legislative task force expires December 31, ~~((2019))~~ 2020. During the period from November 16, 2019, through December 31, 2020, the work of the task force is limited to:

(a) A review of any additional information that may be developed after November 15, 2019, as a result of the pilot projects established under subsection (9) of this section; and

(b) An update of the task force's November 15, 2019, recommendations under subsection (8) of this section.

~~((16))~~ (17) This section expires January 1, 2029.

NEW SECTION. Sec. 7036. The joint legislative task force created in 2018 c 298 s 7011 (uncodified) is hereby reauthorized through June 30, 2021, subject to the requirements that studies and selection of scientists or organizations to implement the studies must be made by a sixty percent majority of the members of the task force and

that if a member has not been designated for a position set forth in subsection (2) of 2018 c 298 s 7011 (uncodified), that position may not be counted for purposes of determining a quorum.

Sec. 7037. 2018 c 298 s 7010 (uncodified) is amended to read as follows:

The public use general aviation airport loan revolving account is created in the custody of the state treasurer. All receipts from moneys collected under ~~((section 4002, chapter 2, Laws of 2018, section 4002 of this act, and sections 1 through 8, chapter . . . (Substitute House Bill No. 1656), Laws of 2018))~~ sections 6023 and 4005 of this act must be deposited into the account. Expenditures from the account may be used only for the purposes described in ~~((section 4002, chapter 2, Laws of 2018, section 4002 of this act, and sections 1 through 8, chapter . . . (Substitute House Bill No. 1656), Laws of 2018))~~ sections 6023 and 4005 of this act. Only the community aviation revitalization board or the board's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures.

NEW SECTION. Sec. 7038. UNIVERSITY OF WASHINGTON TRANSFER TO SEATTLE. By June 30, 2020, the University of Washington must transfer the deed of the property and general purpose facility, King County parcel number 308500-2100, located at 2901 27th Avenue South, Seattle, to the city of Seattle for the purposes of developing affordable housing for households at or below eighty percent of the area median income and providing health care services in partnership with a public hospital system. The University of Washington may reserve easements in the transferred property at no cost to the university. The transfer shall count toward the obligation to build affordable housing under the university's institutional campus master plan agreement. Liabilities existing on the property at the time of transfer will transfer with the property. When the deed is transferred to the city, any existing leases of the property expire. The transfer must be at no cost to the city.

NEW SECTION. Sec. 7039. PROPERTY TRANSFER SEATTLE CENTRAL. If House Bill No. 1918 (community preservation auth.) is enacted by June 30, 2019, the Seattle Central College must transfer the deed of the property located at 2120 South Jackson Street, Seattle, Washington 98144, to the community preservation and development authority established in the bill. The transfer must be made by no later than June 30, 2021, once the community preservation and development authority has selected board members. The transfer must be at no cost to the community preservation and development authority.

NEW SECTION. Sec. 7040. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 7041. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

On page 1, line 2 of the title, after "improvements;" strike the remainder of the title and insert "amending RCW 28B.15.210, 28B.15.310, 28B.20.725, 28B.30.750, 28B.35.370, 28B.50.360, 28B.77.070, 43.63A.125, 43.83.020, 43.88D.010, and 90.94.090; amending 2018 c 2 ss 1010, 1019, 1013, 1014, 1028, 2019, 3024, 3093, 3109, 3105, 4002, and 5014, 2018 c 298 ss 1004, 1007, 1002, 1013, 1016, 2004, 2005, 2008, 2018, 5040, and 7010, and 2017 3rd sp.s. c 4 ss 1052, 3056, 3136, and 5058 (uncodified); reenacting and amending RCW 43.155.050 and 70.148.020; creating new sections; making appropriations; and declaring an emergency."

and the same is herewith transmitted.

Brad Hendrickson, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 1102 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Tharinger, DeBolt, Doglio, Smith, Peterson and Steele spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1102, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1102, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellucciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie and Ybarra.

Voting nay: Representative Young.

SUBSTITUTE HOUSE BILL NO. 1102, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

With the consent of the House, the bills previously acted upon were immediately transmitted to the Senate.

The Speaker (Representative Orwall presiding) called upon Representative Lovick to preside.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 6004, by Senate Committee on Ways & Means (originally sponsored by Rolfes)

Relating to fiscal matters. Revised for 1st Substitute: Concerning the taxation of travel agents and tour operators.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Walen and Frame spoke in favor of the passage of the bill.

Representatives Orcutt and Corry spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6004.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6004, and the bill passed the House by the following vote: Yeas, 52; Nays, 46; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kirby, Kloba, Lekanoff, Lovick, Macri, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Kilduff, Klippert, Kraft, Kretz, Leavitt, MacEwen, Maycumber, McCaslin, Mead, Mosbrucker, Orcutt, Paul, Rude, Schmick, Shea, Shewmake, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6004, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the third order of business.

MESSAGES FROM THE SENATE

April 28, 2019

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5997,
ENGROSSED SUBSTITUTE SENATE BILL NO. 5998,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

April 28, 2019

MR. SPEAKER:

The President has signed:

SUBSTITUTE SENATE BILL NO. 5668,
SENATE BILL NO. 5881,
SUBSTITUTE SENATE BILL NO. 5883,
SUBSTITUTE SENATE BILL NO. 5894,
ENGROSSED SENATE BILL NO. 5937,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

There being no objection, the House advanced to the seventh order of business.

THIRD READING

CONFERENCE COMMITTEE REPORT

April 28, 2019

Engrossed Substitute House Bill No. 1160

Includes "New Item": YES

Mr. Speaker:

We of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE HOUSE BILL NO. 1160, making transportation appropriations for the 2019-2021 fiscal biennium, have had the same under consideration and we recommend that:

All previous amendments to be adopted and that the attached striking amendment (S4615-3) be adopted

and that the bill do pass as recommended by the Conference Committee:

Strike everything after the enacting clause and insert the following:

"2019-2021 FISCAL BIENNIUM

NEW SECTION. **Sec. 1.** (1) The transportation budget of the state is hereby adopted and, subject to the provisions set forth, the several amounts specified, or as much thereof as may be necessary to accomplish the purposes designated, are hereby appropriated from the several accounts and funds named to the designated state agencies and offices for employee compensation and other expenses, for capital projects, and for other specified purposes, including the payment of any final judgments arising out of such activities, for the period ending June 30, 2021.

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

(a) "Fiscal year 2020" or "FY 2020" means the fiscal year ending June 30, 2020.

(b) "Fiscal year 2021" or "FY 2021" means the fiscal year ending June 30, 2021.

(c) "FTE" means full-time equivalent.

(d) "Lapse" or "revert" means the amount shall return to an unappropriated status.

(e) "Provided solely" means the specified amount may be spent only for the specified purpose. Unless otherwise specifically authorized in this act, any portion of an amount provided solely for a specified purpose that is not expended subject to the specified conditions and limitations to fulfill the specified purpose shall lapse.

(f) "Reappropriation" means appropriation and, unless the context clearly provides otherwise, is subject to the relevant conditions and limitations applicable to appropriations.

(g) "LEAP" means the legislative evaluation and accountability program committee.

GENERAL GOVERNMENT AGENCIES—OPERATING

NEW SECTION. **Sec. 101. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

Motor Vehicle Account—State Appropriation \$545,000

NEW SECTION. **Sec. 102. FOR THE UTILITIES AND TRANSPORTATION COMMISSION**

Grade Crossing Protective Account—State Appropriation \$504,000

Pilotage Account—State Appropriation \$150,000

TOTAL APPROPRIATION .. \$654,000

NEW SECTION. **Sec. 103. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

Motor Vehicle Account—State Appropriation ...\$1,403,000
Multimodal Transportation Account—State Appropriation\$300,000
Puget Sound Ferry Operations Account—State Appropriation\$116,000
TOTAL APPROPRIATION\$1,819,000

The appropriations in this section are subject to the following conditions and limitations: \$300,000 of the multimodal transportation account—state appropriation is provided solely for the office of financial management, in direct coordination with the office of state treasurer, to evaluate, coordinate, and assist in efforts by state agencies in developing cost recovery mechanisms for credit card and other financial transaction fees currently paid from state funds. This may include disbursing interagency reimbursements for the implementation costs incurred by the affected agencies. As part of the first phase of this effort, the office of financial management, with the assistance of relevant agencies, must develop implementation plans and take all necessary steps to ensure that the actual cost-recovery mechanisms will be in place by January 1, 2020, for the vehicles and drivers programs of the department of licensing. By November 1, 2019, the office of financial management must provide a report to the joint transportation committee on the phase 1 implementation plan and options to expand similar cost recovery mechanisms to other state agencies and programs, including the ferries division.

NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION COMMISSION**

Motor Vehicle Account—State Appropriation ...\$1,186,000

The appropriation in this section is subject to the following conditions and limitations: The entire appropriation in this section is provided solely for road maintenance purposes.

NEW SECTION. **Sec. 105. FOR THE DEPARTMENT OF AGRICULTURE**

Motor Vehicle Account—State Appropriation ...\$1,357,000

NEW SECTION. **Sec. 106. FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**

Motor Vehicle Account—State Appropriation\$652,000

NEW SECTION. **Sec. 107. FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE**

State Patrol Highway Account—State Appropriation\$90,000

The appropriation in this section is subject to the following conditions and limitations: \$90,000 of the state patrol highway account—state appropriation is provided solely for an update to the 1999 study of the Washington state patrol's vehicle replacement life cycle cost model.

NEW SECTION. **Sec. 108. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

Pilotage Account—State Appropriation\$5,228,000

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

(1) \$3,125,000 of the pilotage account—state appropriation is provided solely for self-insurance liability premium expenditures; however, this appropriation is contingent upon the board:

(a) Annually depositing the first one hundred fifty thousand dollars collected through Puget Sound pilotage district pilotage tariffs into the pilotage account; and

(b) Assessing a self-insurance premium surcharge of sixteen dollars per pilotage assignment on vessels requiring pilotage in the Puget Sound pilotage district.

(2) The board of pilotage commissioners shall file the annual report to the governor and chairs of the transportation committees required under RCW 88.16.035(1)(f) by September 1, 2019, and annually thereafter. The report must include the continuation of policies and procedures necessary to increase the diversity of pilots, trainees, and applicants, including a diversity action plan. The diversity action plan must articulate a comprehensive vision of the board's diversity goals and the steps it will take to reach those goals.

NEW SECTION. Sec. 109. FOR THE HOUSE OF REPRESENTATIVES

Motor Vehicle Account—State Appropriation ..\$2,861,000

NEW SECTION. Sec. 110. FOR THE SENATE

Motor Vehicle Account—State Appropriation ..\$2,998,000

NEW SECTION. Sec. 111. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Motor Vehicle Account—State Appropriation \$350,000

The appropriation in this section is subject to the following conditions and limitations: \$350,000 of the motor vehicle account—state appropriation is provided solely for the department, from amounts set aside out of statewide fuel taxes distributed to cities according to RCW 46.68.110(2), to contract with the association of Washington cities to inventory and assess fish passage barriers associated with city roads located in the *U.S. v. Washington* case area, water resource inventory area numbers one through twenty-three. The study is a continuation of previous inventories, and priority must be given to the assessment of sites that have not yet been inventoried. The initial goal of the study is to finalize the inventory of all city-owned fish passage barriers within the case area. After the initial goal has been met, within any remaining funds and after consultation with the Washington association of cities, the department shall perform downstream access checks on city inventory sites and to reassess existing city inventories that have not been assessed since June 2012. The inventories and assessments must be conducted using the methods described in the department's fish passage, inventory, assessment, and prioritization manual. A report of the study must be provided to the office of financial management and the transportation committees of the legislature by July 1, 2020.

NEW SECTION. Sec. 112. FOR THE DEPARTMENT OF ECOLOGY

(1)(a) When distributing funds for litter control the department shall give priority to litter control along state highways.

(b) The department shall contract with the department of transportation to schedule litter prevention messaging and coordination of litter emphasis patrols with the Washington state patrol. The department of transportation may coordinate with the department to conduct litter pickup during scheduled maintenance closures as situations allow.

TRANSPORTATION AGENCIES— OPERATING

NEW SECTION. Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION

Highway Safety Account—State Appropriation	\$4,588,000
Highway Safety Account—Federal Appropriation	.....\$27,035,000
Highway Safety Account—Private/Local Appropriation	.....\$118,000
School Zone Safety Account—State Appropriation	.....\$850,000
TOTAL APPROPRIATION	.....\$32,591,000

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

(1) \$150,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Substitute Senate Bill No. 5710), Laws of 2019 (Cooper Jones Active Transportation Safety Council). If chapter . . . (Substitute Senate Bill No. 5710), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(2) The Washington traffic safety commission may oversee a pilot program in up to three cities implementing the use of automated vehicle noise enforcement cameras in zones that have been designated by ordinance as "Stay Out of Areas of Racing."

(a) Any programs authorized by the commission must be authorized by December 31, 2019.

(b) If a city has established an authorized automated vehicle noise enforcement camera pilot program under this section, the compensation paid to the manufacturer or vendor of the equipment used must be based upon the value of the equipment and services provided or rendered in support of the system.

(c) Any city administering a pilot program overseen by the traffic safety commission shall use the following guidelines to administer the program:

(i) Automated vehicle noise enforcement camera may record photographs or audio of the vehicle and vehicle license plate only while a violation is occurring. The picture

must not reveal the face of the driver or of passengers in the vehicle;

(ii) The law enforcement agency of the city or county government shall plainly mark the locations where the automated vehicle noise enforcement camera is used by placing signs on street locations that clearly indicate to a driver that he or she is entering a zone where traffic laws violations are being detected by automated vehicle noise enforcement cameras that record both audio and video;

(iii) Cities testing the use of automated vehicle noise enforcement cameras must provide periodic notice by mail to its residents indicating the zones in which the automated vehicle noise enforcement cameras will be used;

(iv) A city may only issue a warning notice with no penalty for a violation detected by automated vehicle noise enforcement cameras in a Stay Out of Areas of Racing zone. Warning notices must be mailed to the registered owner of a vehicle within fourteen days of the detected violation;

(v) A violation detected through the use of automated vehicle noise enforcement cameras is not part of the registered owner's driving record under RCW 46.52.101 and 46.52.120;

(vi) Notwithstanding any other provision of law, all photographs, videos, microphotographs, audio recordings, or electronic images prepared under this section are for the exclusive use of law enforcement in the discharge of duties under this section and are not open to the public and may not be used in a court in a pending action or proceeding. No photograph, microphotograph, audio recording, or electronic image may be used for any purpose other than the issuance of warnings for violations under this section or retained longer than necessary to issue a warning notice as required under this subsection (2); and

(vii) By June 30, 2021, the participating cities shall provide a report to the commission and appropriate committees of the legislature regarding the use, public acceptance, outcomes, warnings issued, data retention and use, and other relevant issues regarding automated vehicle noise enforcement cameras demonstrated by the pilot projects.

NEW SECTION. Sec. 202. FOR THE COUNTY ROAD ADMINISTRATION BOARD

Rural Arterial Trust Account—State Appropriation	\$1,137,000
Motor Vehicle Account—State Appropriation ..	\$2,803,000
County Arterial Preservation Account—State Appropriation	\$1,677,000
TOTAL APPROPRIATION	
\$5,617,000	

NEW SECTION. Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD

Transportation Improvement Account—State Appropriation	\$4,526,000
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NEW SECTION. Sec. 204. FOR THE JOINT TRANSPORTATION COMMITTEE

Motor Vehicle Account—State Appropriation ...	\$1,938,000
Multimodal Transportation Account—State Appropriation	\$750,000
Highway Safety Account—State Appropriation	\$275,000
TOTAL APPROPRIATION	
\$2,963,000	

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

(1) \$400,000 of the motor vehicle account—state appropriation and \$50,000 of the multimodal transportation account—state appropriation is for the joint transportation committee to conduct a comprehensive assessment of statewide transportation needs and priorities, and existing and potential transportation funding mechanisms to address those needs and priorities. The assessment must include: (a) Recommendations on the critical state and local transportation projects, programs, and services needed to achieve an efficient, effective, statewide transportation system over the next ten years; (b) a comprehensive menu of funding options for the legislature to consider to address the identified transportation system investments; and (c) an analysis of the economic impacts of a range of future transportation investments. The assessment must be submitted to the transportation committees of the legislature by June 30, 2020. Starting July 1, 2020, and concluding by December 31, 2020, a committee-appointed commission or panel shall review the assessment and make final recommendations to the legislature for consideration during the 2021 legislative session on a realistic, achievable plan for funding transportation programs, projects, and services over the next ten years including a timeline for legislative action on funding the identified transportation system needs shortfall.

(2)(a) \$450,000 of the multimodal transportation account—state appropriation is for the joint transportation committee to conduct an analysis of the electrification of public fleets in Washington state. The study must include the following:

(i) An inventory of existing public fleets for the state of Washington, counties, a sampling of cities, and public transit agencies. The inventory must differentiate among battery and fuel cell electric vehicles, hybrid vehicles, gasoline powered vehicles, and any other functional categories. Three cities from each of the following population ranges must be selected for the analysis:

- (A) Population up to and including twenty-five thousand;
- (B) Population greater than twenty-five thousand and up to and including fifty thousand;
- (C) Population greater than fifty thousand and up to and including one hundred thousand;
- (D) Population greater than one hundred thousand;

(ii) A review of currently available battery and fuel cell electric vehicle alternatives to the vehicle types most

commonly used by the state, counties, cities, and public transit agencies. The review must include:

(A) The average vehicle cost differential among the commercially available fuel options;

(B) A cost benefit analysis of the conversion of different vehicle classes; and

(C) Recommendations for the types of vehicles that should be excluded from consideration due to insufficient alternatives, unreliable technology, or excessive cost;

(iii) The projected costs of achieving substantial conversion to battery and/or fuel cell electric fleets by 2025, 2030, and 2035 for the state, counties, cities, and public transit agencies. This cost estimate must include:

(A) Vehicle acquisition costs, charging and refueling infrastructure costs, and other associated costs;

(B) Financial constraints of each type of entity to transition to an electric vehicle fleet; and

(C) Any other identified barriers to transitioning to a battery and/or fuel cell electric vehicle fleet;

(iv) Identification and analysis of financing mechanisms that could be used to finance the transition of publicly owned vehicles to battery and fuel cell electric vehicles. These mechanisms include, but are not limited to: Energy or carbon savings performance contracting, utility grants and rebates, revolving loan funds, state grant programs, private third-party financing, fleet management services, leasing, vehicle use optimization, and vehicle to grid technology; and

(v) The predicted number and location profile of electric vehicle fueling stations needed statewide to provide fueling for the fleets of the state, counties, cities, and public transit agencies.

(b) In developing and implementing the study, the joint transportation committee must solicit input from representatives of the department of enterprise services, the department of transportation, the department of licensing, the department of commerce, the Washington state association of counties, the association of Washington cities, the Washington state transit association, transit agencies, and others as deemed appropriate.

(c) The joint transportation committee must issue a report of its findings and recommendations to the transportation committees of the legislature by September 30, 2020.

(3)(a) \$250,000 of the multimodal transportation account—state appropriation is for the joint transportation committee to conduct a study of the feasibility of an east-west intercity passenger rail system. The study must include the following elements:

(i) Projections of potential ridership;

(ii) Review of relevant planning studies;

(iii) Establishment of an advisory group and associated meetings;

(iv) Development of a Stampede Pass corridor alignment to maximize ridership, revenue, and rationale, considering service to population centers: Auburn, Cle Elum, Yakima, Tri-Cities, Ellensburg, Toppenish, and Spokane;

(v) Assessment of current infrastructure conditions, including station stop locations;

(vi) Identification of equipment needs; and

(vii) Identification of operator options.

(b) A report of the study findings and recommendations is due to the transportation committees of the legislature by June 30, 2020.

(4)(a) \$275,000 of the highway safety fund—state appropriation is for a study of vehicle subagents in Washington state. The study must consider and include recommendations, as necessary, on the following:

(i) The relevant statutes, rules, and/or regulations authorizing vehicle subagents and any changes made to the relevant statutes, rules, and/or regulations;

(ii) The current process of selecting and authorizing a vehicle subagent, including the change of ownership process and the identification of any barriers to entry into the vehicle subagent market;

(iii) The annual business expenditures borne by each of the vehicle subagent businesses since fiscal year 2010 and identification of any materials, including office equipment and supplies, provided by the department of licensing to each vehicle subagent since fiscal year 2010. To accomplish this task, each vehicle subagent must provide expenditure data to the joint transportation committee for the purposes of this study;

(iv) The oversight provided by the county auditors and/or the department of licensing over the vehicle subagent businesses;

(v) The history of service fees, how increases to the service fee rate are made, and how the requested fee increase is determined;

(vi) The online vehicle registration renewal process and any potential improvements to the online process;

(vii) The department of licensing's ability to provide more vehicle licensing services directly, particularly taking into account the increase in online vehicle renewal transactions;

(viii) The potential expansion of services that can be performed by vehicle subagents; and

(ix) The process by which the geographic locations of vehicle subagents are determined.

(b) In conducting the study, the joint transportation committee must consult with the department of licensing, a representative of county auditors, and a representative of vehicle subagents.

(c) The joint transportation committee may collect any data from the department of licensing, county auditors, and vehicle subagents that is necessary to conduct the study.

(d) The joint transportation committee must issue a report of its findings and recommendations to the transportation committees of the legislature by September 30, 2020.

NEW SECTION. Sec. 205. FOR THE TRANSPORTATION COMMISSION

Motor Vehicle Account—State Appropriation ..	\$2,893,000
Multimodal Transportation Account—State Appropriation	\$112,000
Interstate 405 Express Toll Lanes Operations Account—State Appropriation	\$250,000
TOTAL APPROPRIATION	
	\$3,255,000

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

(1)(a) The commission shall reconvene the road usage charge steering committee, with the same membership described in chapter 297, Laws of 2018, and shall report at least once every three months to the steering committee with updates on report development for the completed road usage charge pilot project until the final report is submitted. The final report on the road usage charge pilot project is due to the transportation committees of the legislature by January 1, 2020, and should include recommendations for necessary next steps to consider impacts to communities of color, low-income households, vulnerable populations, and displaced communities. Any legislative vacancies on the steering committee must be appointed by the speaker of the house of representatives for a house of representatives member vacancy, and by the president of the senate for a senate member vacancy.

(b) The commission shall coordinate with the department of transportation to jointly seek federal funds available through the federal surface transportation system funding alternatives grant program, applying toll credits for meeting match requirements. One or more grant applications may be developed that, at a minimum, propose to:

(i)(A) Update the recommended road usage charge operational concepts and business case presented to the road usage charge steering committee to reflect a range of scenarios regarding fleet electrification and use of shared vehicles. The operational concepts must include technological or system features necessary to ensure collection of the road usage charge from electric vehicles and fleets of shared and/or autonomous vehicles, if applicable. The business case must assess a range of gross revenue impacts to a road usage charge and fuel taxes resulting from changes to total vehicle miles traveled under scenarios with varying degrees of shared, autonomous, and/or electric vehicle adoption rates;

(B) Develop a detailed plan for phasing in the implementation of road usage charges for vehicles operated in Washington, incorporating any updates to road usage

charge policy recommendations made in (a) and (b)(i)(A) of this subsection and including consideration of methods for reducing the cost of collections for a road usage charge system in Washington state; and

(C) Examine the allocation of current gas tax revenues and possible frameworks for the allocation of road usage charge revenues that could be used to evaluate policy choices once road usage charge revenues comprise a significant share of state revenues for transportation purposes.

(ii) A year-end report on the status of any federally-funded project for which federal funding is secured must be provided to the governor’s office and the transportation committees of the legislature by January 1, 2020.

(2)(a) \$250,000 of the Interstate 405 express toll lanes operations account—state appropriation is provided solely for the transportation commission to conduct a study, applicable to the Interstate 405 express toll lanes, of discounted tolls and other similar programs for low-income drivers that are provided by other states, countries, or other entities and how such a program could be implemented in the state of Washington. The transportation commission may contract with a consultant to conduct all or a portion of this study.

(b) In conducting this study, the transportation commission shall consult with both the department of transportation and the department of social and health services.

(c) The transportation commission shall, at a minimum, consider the following issues when conducting the study of discounted tolls and other similar programs for low-income drivers:

(i) The benefits, requirements, and any potential detriments to the users of a program;

(ii) The most cost-effective way to implement a program given existing financial commitments, shared cost requirements across facilities, and technical requirements to execute and maintain a program;

(iii) The implications of a program for tolling policies, revenues, costs, operations, and enforcement; and

(iv) Any implications to tolled facilities based on the type of tolling implemented on a particular facility.

(d) The transportation commission shall provide a report detailing the findings of this study and recommendations for implementing a discounted toll or other appropriate program in the state of Washington to the transportation committees of the legislature by June 30, 2021.

NEW SECTION. Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Freight Mobility Investment Account—State Appropriation	\$813,000
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NEW SECTION. Sec. 207. FOR THE WASHINGTON STATE PATROL

State Patrol Highway Account—State Appropriation	\$508,503,000
State Patrol Highway Account—Federal Appropriation	\$16,069,000
State Patrol Highway Account—Private/Local	
Appropriation	\$4,257,000
Highway Safety Account—State Appropriation	\$1,188,000
Ignition Interlock Device Revolving Account—State	
Appropriation	\$7,010,000
Multimodal Transportation Account—State Appropriation	\$286,000
TOTAL	APPROPRIATION
	\$537,313,000

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

(1) Washington state patrol officers engaged in off-duty uniformed employment providing traffic control services to the department of transportation or other state agencies may use state patrol vehicles for the purpose of that employment, subject to guidelines adopted by the chief of the Washington state patrol. The Washington state patrol must be reimbursed for the use of the vehicle at the prevailing state employee rate for mileage and hours of usage, subject to guidelines developed by the chief of the Washington state patrol.

(2) \$510,000 of the ignition interlock device revolving account—state appropriation is provided solely for the ignition interlock program at the Washington state patrol to provide funding for two staff to work and provide support for the program in working with manufacturers, service centers, technicians, and participants in the program.

(3) \$1,424,000 of the state patrol highway account—state appropriation is provided solely to enter into an agreement for upgraded land mobile software, hardware, and equipment.

(4) \$2,582,000 of the state patrol highway account—state appropriation is provided solely for the replacement of radios and other related equipment.

(5) \$343,000 of the state patrol highway account—state appropriation is provided solely for aerial criminal investigation tools, including software licensing and maintenance, and annual certification.

(6) \$514,000 of the state patrol highway account—state appropriation is provided solely for additional staff to address the increase in the number of toxicology cases from impaired driving and death investigations.

(7) \$580,000 of the state patrol highway account—state appropriation is provided solely for the operation of and administrative support to the license investigation unit to enforce vehicle registration laws in southwestern Washington. The Washington state patrol, in consultation with the department of revenue, shall maintain a running estimate of the additional vehicle registration fees, sales and

use taxes, and local vehicle fees remitted to the state pursuant to activity conducted by the license investigation unit. Beginning October 1, 2019, and quarterly thereafter, the Washington state patrol shall submit a report detailing the additional revenue amounts generated since July 1, 2017, to the director of the office of financial management and the transportation committees of the legislature. At the end of the calendar quarter in which it is estimated that more than \$625,000 in state sales and use taxes have been remitted to the state since July 1, 2017, the Washington state patrol shall notify the state treasurer and the state treasurer shall transfer funds pursuant to section 406 of this act.

(8) \$18,000 of the state patrol highway account—state appropriation is provided solely for the license investigation unit to procure an additional license plate reader and related costs.

(9) The Washington state patrol and the office of financial management must be consulted by the department of transportation during the design phase of any improvement or preservation project that could impact Washington state patrol weigh station operations. During the design phase of any such project, the department of transportation must estimate the cost of designing around the affected weigh station's current operations, as well as the cost of moving the affected weigh station.

(10) \$4,210,000 of the state patrol highway account—state appropriation is provided solely for a third arming and a third trooper basic training class. The cadet class is expected to graduate in June 2021.

(11) \$65,000 of the state patrol highway account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Second Substitute Senate Bill No. 5497), Laws of 2019 (immigrants in the workplace). If chapter . . . (Engrossed Second Substitute Senate Bill No. 5497), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(12)(a) The Washington state patrol must report quarterly to the house and senate transportation committees on the status of recruitment and retention activities as follows:

(i) A summary of recruitment and retention strategies;

(ii) The number of transportation funded staff vacancies by major category;

(iii) The number of applicants for each of the positions by these categories;

(iv) The composition of workforce; and

(v) Other relevant outcome measures with comparative information with recent comparable months in prior years.

(b) By January 1, 2020, the Washington state patrol must submit to the transportation committees of the legislature and the governor a workforce diversity plan. The plan must identify ongoing, and both short-term and long-term, specific comprehensive outreach and recruitment strategies to increase populations underrepresented within

both commissioned and noncommissioned employee groups.

NEW SECTION. Sec. 208. FOR THE DEPARTMENT OF LICENSING

Marine Fuel Tax Refund Account—State Appropriation	\$34,000
Motorcycle Safety Education Account—State	
Appropriation	\$5,044,000
State Wildlife Account—State Appropriation	\$536,000
Highway Safety Account—State Appropriation	\$243,189,000
Highway Safety Account—Federal Appropriation	\$1,294,000
Motor Vehicle Account—State Appropriation	\$77,219,000
Motor Vehicle Account—Private/Local Appropriation	\$2,858,000
Ignition Interlock Device Revolving Account—State	
Appropriation	\$6,143,000
Department of Licensing Services Account—State	
Appropriation	\$8,012,000
License Plate Technology Account—State	
Appropriation	\$4,250,000
Abandoned Recreational Vehicle Account—State	
Appropriation	\$2,925,000
Limousine Carriers Account—State Appropriation	\$113,000
DOL Technology Improvement & Data Management	
Account—State Appropriation	\$2,250,000
Agency Financial Transaction Account—State	
Appropriation.....	\$11,903,000
TOTAL APPROPRIATION	
.....	\$365,770,000

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

(1) \$139,000 of the motorcycle safety education account—state appropriation is provided solely for the implementation of chapter . . . (Substitute House Bill No. 1116), Laws of 2019 (motorcycle safety). If chapter . . . (Substitute House Bill No. 1116), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(2) \$404,000 of the highway safety account—state appropriation is provided solely for a new driver testing system at the department. Pursuant to RCW 43.135.055 and 46.82.310, the department is authorized to increase driver training school license application and renewal fees in fiscal years 2020 and 2021, as necessary to fully support the cost

of activities related to administration of the driver training school program, including the cost of the new driver testing system described in this subsection.

(3) \$25,000 of the motorcycle safety education account—state appropriation, \$4,000 of the state wildlife account—state appropriation, \$1,708,000 of the highway safety account—state appropriation, \$576,000 of the motor vehicle account—state appropriation, \$22,000 of the ignition interlock device revolving account—state appropriation, and \$28,000 of the department of licensing services account—state appropriation are provided solely for the department to fund the appropriate staff, other than data stewards, and necessary equipment and software for data management, data analytics, and data compliance activities. The department must, in consultation with the office of the chief information officer, construct a framework with goals for providing better data stewardship and a plan to achieve those goals. The department must provide the framework and plan to the transportation committees of the legislature by December 31, 2019. Appropriations provided for the data stewardship and privacy project described in this subsection are subject to the conditions, limitations, and review provided in section 701 of this act.

(4) Appropriations provided for the cloud continuity of operations project in this section are subject to the conditions, limitations, and review provided in section 701 of this act.

(5) The department shall continue to encourage the use of online vehicle registration renewal reminders and minimize the number of letters mailed by the department. Beginning January 1, 2020, and semiannually thereafter, the department must report on the percentage of different types of transactions performed online by region and the estimated printing and postage costs saved from a fiscal year 2017 baseline from these efforts.

(6) \$24,028,000 of the highway safety account—state appropriation is provided solely for costs necessary to accommodate increased demand for enhanced drivers' licenses and enhanced identicards. The department shall report on a quarterly basis on the use of these funds, associated workload, and information with comparative information with recent comparable months in prior years. The report must include detailed statewide and by licensing service office information on staffing levels, average monthly wait times, the number of enhanced drivers' licenses and enhanced identicards issued/renewed, and the number of primary drivers' licenses and identicards issued/renewed. Within the amounts provided in this subsection, the department shall implement efficiency measures to reduce the time for licensing transactions and wait times including, but not limited to, the installation of additional cameras at licensing service offices that reduce bottlenecks and align with the "keep your customer" initiative.

(7) Within amounts provided in this section, the department shall take immediate steps to ensure that all statutorily allowed transactions that can be performed by subagents are logistically allowed and supported, including potentially allowing vessel reports of sale to be processed in

subagent offices. By December 1, 2019, the department of licensing shall report to director of the office of financial management and the transportation committees of the legislature on the actions taken pursuant to this subsection.

(8) \$507,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019 (vehicle service fees) or chapter . . . (Engrossed House Bill No. 1789), Laws of 2019 (vehicle service fees). If neither chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019 or chapter . . . (Engrossed House Bill No. 1789), Laws of 2019 are enacted by June 30, 2019, the amount provided in this subsection lapses.

(9) \$62,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Substitute Senate Bill No. 5694), Laws of 2019 (commercial beekeeper drivers). If chapter . . . (Substitute Senate Bill No. 5694), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(10) \$25,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed House Bill No. 1996), Laws of 2019 (San Juan Islands license plate). If chapter . . . (Engrossed House Bill No. 1996), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(11) \$24,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 2062), Laws of 2019 (Seattle Storm license plate). If chapter . . . (House Bill No. 2062), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(12) \$14,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Substitute Senate Bill No. 5591), Laws of 2019 (stolen vehicle check fee). If chapter . . . (Substitute Senate Bill No. 5591), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(13) \$65,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Second Substitute Senate Bill No. 5497), Laws of 2019 (immigrants in the workplace). If chapter . . . (Engrossed Second Substitute Senate Bill No. 5497), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(14) The appropriations in this section assume implementation of additional cost recovery mechanisms to recoup at least \$11,903,000 in credit card and other financial transaction costs as part of charges imposed for driver and vehicle fee transactions beginning January 1, 2020. At the direction of the office of financial management, the department must develop a method of tracking the additional amount of credit card and other financial cost-recovery revenues. In consultation with the office of financial management, the department must notify the state treasurer of these amounts and the state treasurer must deposit these revenues in the agency financial transaction account created in section 717 of this act on a quarterly basis.

(15) Within amounts provided in this section, the department, shall convene a work group of relevant stakeholders, to make recommendations on methods to assist former military members with demonstrated comparable recent military experience transition into civilian employment in commercial trucking and the construction trades. The issues explored by the work group may include, but are not limited to, expanding the allowed waivers under the federal motor carrier safety administration regulations, the specific training documents and military license information needed to demonstrate comparable military experience, the options to ensure that the former military drivers have the requisite knowledge and skills to safely operate commercial motor vehicles, and options to expand the transition and employment opportunities of former military drivers. The work group shall submit a report with its findings and recommendations to the transportation committees of the legislature by December 1, 2019.

(16) Within amounts provided in this section, the department, in consultation with the department of ecology and the Washington state patrol, shall convene a work group that includes representation from the vehicle recycling community, local law enforcement, environmental interests, and other appropriate parties to review enforcement of and compliance with the state's vehicle wrecking laws.

(a) The work group shall review the current problems relating to illegal vehicle wrecking operations and efforts underway in other west coast states to address the problems of illegal vehicle wrecking operations, including tax evasion, environmental impacts, health impacts, and facilitation of vehicle theft, and other related issues.

(b) The work group shall consider strategies for bringing illegal vehicle wreckers into compliance through compliance assistance, education and training, or other methods, including coordinated enforcement and compliance activities, and recommendations for statutory and administrative changes needed to better allow for enforcement against illegal wrecking operations.

(c) By December 1, 2019, the department must submit a preliminary progress report on the work group activities to the transportation committees of the legislature. By August 1, 2020, the department must submit a final report with potential legislation to the transportation committees of the legislature.

(17)(a) To ensure the most accurate and cost-effective method of determining whether an abandoned vehicle owner is an active duty service member, the department shall convene a work group comprised of registered tow truck operators from different regions of the state, a representative of the military department, and representatives from the military branches of service by invitation as appropriate, to develop options for a financially viable and sustainable plan for the verification of a registered vehicle owner's active duty military status for both in state and out-of-state registered vehicles. The work group must examine:

(i) How other states and their respective towing and recovery industries have addressed the workload, liability,

and costs of verification of a registered vehicle owner's active duty military status; and

(ii) Appropriate sources of funding to support the implementation of the policy options developed by the work group.

(b) A final report and draft legislation are due to the standing transportation committees of the legislature on June 1, 2020.

(18) \$1,281,000 of the department of licensing service account—state appropriation is provided solely for savings from the implementation of chapter . . . (Engrossed House Bill No. 1789), Laws of 2019 (vehicle service fees). If chapter . . . (Engrossed House Bill No. 1789), Laws of 2019 is enacted by June 30, 2019, the amount provided in this subsection lapses.

(19) \$2,650,000 of the abandoned recreational vehicle disposal account—state appropriation is provided solely for providing reimbursements in accordance with the department's abandoned recreational vehicle disposal reimbursement program. It is the intent of the legislature that the department prioritize this funding for allowable and approved reimbursements and not to build a reserve of funds within the account.

(20) \$20,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Substitute House Bill No. 1197), Laws of 2019 (Gold Star license plate). If chapter . . . (Substitute House Bill No. 1197), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(21) \$31,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Substitute House Bill No. 1436), Laws of 2019 (snow bikes). If chapter . . . (Substitute House Bill No. 1436), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(22) \$24,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 2058), Laws of 2019 (Purple Heart license plate). If chapter . . . (House Bill No. 2058), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(23) \$24,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed House Bill No. 2067), Laws of 2019 (vehicle and vessel owner information). If chapter . . . (Engrossed House Bill No. 2067), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(24) \$24,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 1255), Laws of 2019 (Patches Pal license plate). If chapter . . . (House Bill No. 1255), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(25) \$600,000 of the highway safety account—state appropriation is provided solely for the department to

provide an interagency transfer to the department of social and health services, children's administration division for the purpose of providing driver's license support to a larger population of foster youth than is already served within existing resources. Support services include reimbursement of driver's license issuance costs, fees for driver training education, and motor vehicle liability insurance costs.

(26) The department must place personal and company data elements in separate data fields to allow the department to select discrete data elements when providing information or data to persons or entities outside the department. Pursuant to the restrictions in federal and state law, a person's photo, social security number, or medical information must not be made available through public disclosure or data being provided under RCW 46.12.630 or 46.12.635.

(27) The budget includes amounts for the department to implement employee training and other activities related to improving the protection of private information and increasing racial and cultural awareness by employees in administering licensing responsibilities.

(28) Within existing funds, the department shall conduct a study to evaluate options for the implementation of prismatic retroreflective technology on license plates. The department must consult with the department of corrections, the department of transportation, the Washington state patrol, and other appropriate entities in conducting the study. The report must include information on the potential improvements to license plate retroreflectivity and legibility, implementation costs, effects of prismatic retroreflective technology on license plate readers used by the Washington state patrol for enforcement and by the department of transportation in the photo toll collection process, and other implementation issues. The department shall issue the report to the transportation committees of the legislature by December 31, 2019.

(29) \$149,000 of the highway safety account—state appropriation and \$218,000 of the ignition interlock device revolving account—state appropriation are provided solely for the implementation of chapter . . . (Engrossed Substitute House Bill No. 1504), Laws of 2019 (impaired driving). If chapter . . . (Engrossed Substitute House Bill No. 1504), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(30) \$91,000 of the highway safety account—state appropriation is provided solely for the department's costs related to the one Washington project.

(31) \$974,000 of the highway safety account—state appropriation is provided solely for communication and outreach activities necessary to inform the public of federally acceptable identification options including, but not limited to, enhanced drivers' licenses and enhanced identicards. The department shall continue the outreach plan that includes informational material that can be effectively communicated to all communities and populations in Washington. To accomplish this work, the department shall contract with an external vendor with demonstrated experience and expertise in outreach and marketing to

underrepresented communities in a culturally-responsive fashion.

NEW SECTION. Sec. 209. FOR THE DEPARTMENT OF TRANSPORTATION—TOLL OPERATIONS AND MAINTENANCE—PROGRAM B

High Occupancy Toll Lanes Operations Account—State	
Appropriation	\$3,774,000
Motor Vehicle Account—State Appropriation	
	\$513,000
State Route Number 520 Corridor Account—State	
Appropriation	\$43,773,000
State Route Number 520 Civil Penalties Account—State	
Appropriation	\$4,145,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation	\$27,807,000
Alaskan Way Viaduct Replacement Project Account—State	
Appropriation	\$20,061,000
Interstate 405 Express Toll Lanes Operations	
Account—State Appropriation	\$18,329,000
TOTAL	APPROPRIATION
.....	\$118,402,000

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

(1) \$1,300,000 of the Tacoma Narrows toll bridge account—state appropriation and \$11,034,000 of the state route number 520 corridor account—state appropriation are provided solely for the purposes of addressing unforeseen operations and maintenance costs on the Tacoma Narrows bridge and the state route number 520 bridge, respectively. The office of financial management shall place the amounts provided in this subsection, which represent a portion of the required minimum fund balance under the policy of the state treasurer, in unallotted status. The office may release the funds only when it determines that all other funds designated for operations and maintenance purposes have been exhausted.

(2) As long as the facility is tolled, the department must provide quarterly reports to the transportation committees of the legislature on the Interstate 405 express toll lane project performance measures listed in RCW 47.56.880(4). These reports must include:

(a) Information on the travel times and travel time reliability (at a minimum, average and 90th percentile travel times) maintained during peak and nonpeak periods in the express toll lanes and general purpose lanes for both the entire corridor and commonly made trips in the corridor including, but not limited to, northbound from Bellevue to Rose Hill, state route number 520 at NE 148th to Interstate 405 at state route number 522, Bellevue to Bothell (both NE 8th to state route number 522 and NE 8th to state route number 527), and a trip internal to the corridor (such as NE 85th to NE 160th) and similar southbound trips;

(b) A month-to-month comparison of travel times and travel time reliability for the entire corridor and commonly made trips in the corridor as specified in (a) of this subsection since implementation of the express toll lanes and, to the extent available, a comparison to the travel times and travel time reliability prior to implementation of the express toll lanes;

(c) Total express toll lane and total general purpose lane traffic volumes, as well as per lane traffic volumes for each type of lane (i) compared to total express toll lane and total general purpose lane traffic volumes, as well as per lane traffic volumes for each type of lane, on this segment of Interstate 405 prior to implementation of the express toll lanes and (ii) compared to total express toll lane and total general purpose lane traffic volumes, as well as per lane traffic volumes for each type of lane, from month to month since implementation of the express toll lanes; and

(d) Underlying congestion measurements, that is, speeds, that are being used to generate the summary graphs provided, to be made available in a digital file format.

(3)(a) \$71,000 of the high occupancy toll lanes operations account—state appropriation, \$1,238,000 of the state route number 520 corridor account—state appropriation, \$532,000 of the Tacoma Narrows toll bridge account—state appropriation, \$460,000 of the Interstate 405 express toll lanes operations account—state appropriation, and \$699,000 of the Alaskan Way viaduct replacement project account—state appropriation are provided solely for the department to finish implementing a new tolling customer service toll collection system, and are subject to the conditions, limitations, and review provided in section 701 of this act.

(b) The department shall continue to work with the office of financial management, office of the chief information officer, and the transportation committees of the legislature on the project management plan that includes a provision for independent verification and validation of contract deliverables from the successful bidder and a provision for quality assurance that includes reporting independently to the office of the chief information officer on an ongoing basis during system implementation.

(4) The department shall make detailed quarterly reports to the transportation committees of the legislature and the public on the department's web site on the following:

(a) The use of consultants in the tolling program, including the name of the contractor, the scope of work, the type of contract, timelines, deliverables, any new task orders, and any extensions to existing consultant contracts;

(b) The nonvendor costs of administering toll operations, including the costs of staffing the division, consultants, and other personal service contracts required for technical oversight and management assistance, insurance, payments related to credit card processing, transponder purchases and inventory management, facility operations and maintenance, and other miscellaneous nonvendor costs;

(c) The vendor-related costs of operating tolled facilities, including the costs of the customer service center,

cash collections on the Tacoma Narrows bridge, electronic payment processing, and toll collection equipment maintenance, renewal, and replacement;

(d) The toll adjudication process, including a summary table for each toll facility that includes:

(i) The number of notices of civil penalty issued;

(ii) The number of recipients who pay before the notice becomes a penalty;

(iii) The number of recipients who request a hearing and the number who do not respond;

(iv) Workload costs related to hearings;

(v) The cost and effectiveness of debt collection activities; and

(vi) Revenues generated from notices of civil penalty; and

(e) A summary of toll revenue by facility on all operating toll facilities and high occupancy toll lane systems, and an itemized depiction of the use of that revenue.

(5) \$17,517,000 of the Interstate 405 express toll lanes operations account—state appropriation is provided solely for operational costs related to the express toll lane facility.

(6) In calendar year 2021, toll equipment on the Tacoma Narrows Bridge will have reached the end of its operational life. During the 2019-2021 fiscal biennium, the department plans to issue a request for proposals as the first stage of a competitive procurement process that will replace the toll equipment and select a new tolling operator for the Tacoma Narrows Bridge. The request for proposals and subsequent competitive procurement must incorporate elements that prioritize the overall goal of lowering costs per transaction for the facility, such as incentives for innovative approaches which result in lower transactional costs, requests for efficiencies on the part of the bidder that lower operational costs, and incorporation of technologies such as self-serve credit card machines or other point-of-payment technologies that lower costs or improve operational efficiencies.

(7) \$19,362,000 of the Alaskan Way viaduct replacement project account—state appropriation is provided solely for the new state route number 99 tunnel toll facility's expected share of collecting toll revenues, operating customer services, and maintaining toll collection systems. The legislature expects to see appropriate reductions to the other toll facility accounts once tolling on the new state route number 99 tunnel toll facility commences and any previously incurred costs for start-up of the new facility are charged back to the Alaskan Way viaduct replacement project account. The office of financial management shall closely monitor the application of the cost allocation model and ensure that the new state route number 99 tunnel toll facility is adequately sharing costs and the other toll facility accounts are not being overspent or subsidizing the new state route number 99 tunnel toll facility.

(8) \$256,000 of the high occupancy toll lanes operations account—state appropriation and \$352,000 of the Interstate 405 express toll lanes operations account—state appropriation are provided solely for increased levels of service from the Washington state patrol for enforcement of toll lane violations on the state route number 167 high occupancy toll lanes and the Interstate 405 express toll lanes. The department shall compile monthly data on the number of Washington state patrol enforcement hours on each facility and the percentage of time during peak hours that speeds are at or above forty-five miles per hour on each facility. The department shall provide this data in a report to the transportation committees of the legislature on at least a calendar quarterly basis.

NEW SECTION. Sec. 210. FOR THE DEPARTMENT OF TRANSPORTATION—INFORMATION TECHNOLOGY—PROGRAM C

Transportation Partnership Account—State Appropriation	\$1,460,000
Motor Vehicle Account—State Appropriation	\$94,993,000
Puget Sound Ferry Operations Account—State Appropriation	\$263,000
Multimodal Transportation Account—State Appropriation	\$2,878,000
Transportation 2003 Account (Nickel Account)—State Appropriation	\$1,460,000
TOTAL APPROPRIATION	\$101,054,000

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

(1) \$8,114,000 of the motor vehicle account—state appropriation is provided solely for the development of the labor system replacement project and is subject to the conditions, limitations, and review provided in section 701 of this act. It is the intent of the legislature that if any portion of the labor system replacement project is leveraged in the future for the time, leave, and labor distribution of any other agencies, the motor vehicle account will be reimbursed proportionally for the development of the system since amounts expended from the motor vehicle account must be used exclusively for highway purposes in conformance with Article II, section 40 of the state Constitution. This must be accomplished through a loan arrangement with the current interest rate under the terms set by the office of the state treasurer at the time the system is deployed to additional agencies. If the motor vehicle account is not reimbursed for future use of the system, it is further the intent of the legislature that reductions will be made to central service agency charges accordingly. The department shall provide a report to the transportation committees of the legislature by December 31, 2019, detailing the project timeline as of July 1, 2019, an updated project timeline if necessary, expenditures made to date for the purposes of this project, and expenditures projected through the remainder of the project timeline.

(2) \$198,000 of the motor vehicle account—state appropriation is provided solely for the department's cost related to the one Washington project.

(3) \$21,500,000 of the motor vehicle account—state appropriation is provided solely for the activities of the information technology program in developing and maintaining information systems that support the operations and program delivery of the department, ensuring compliance with section 701 of this act, and the requirements of the office of the chief information officer under RCW 43.88.092 to evaluate and prioritize any new financial and capital systems replacement or modernization project and any other information technology project. During the 2019-2021 biennium, the department is prohibited from using the distributed direct program support or any other cost allocation method to fund any new financial and capital systems replacement or modernization project without having the project evaluated and prioritized by the office of the chief information officer and submitting a decision package to the governor and the transportation committee of the legislature as part of the normal budget process.

NEW SECTION. Sec. 211. FOR THE DEPARTMENT OF TRANSPORTATION—FACILITY MAINTENANCE, OPERATIONS, AND CONSTRUCTION—PROGRAM D—OPERATING

Motor Vehicle Account—State Appropriation \$33,149,000
State Route Number 520 Corridor Account—State

Appropriation	\$34,000
TOTAL APPROPRIATION	\$33,183,000

NEW SECTION. Sec. 212. FOR THE DEPARTMENT OF TRANSPORTATION—AVIATION—PROGRAM F

Aeronautics Account—State Appropriation \$7,635,000
Aeronautics Account—Federal Appropriation .. \$2,542,000
Aeronautics Account—Private/Local Appropriation \$60,000

TOTAL APPROPRIATION	\$10,237,000
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The appropriations in this section are subject to the following conditions and limitations:

(1) \$2,751,000 of the aeronautics account—state appropriation is provided solely for the airport aid grant program, which provides competitive grants to public use airports for pavement, safety, maintenance, planning, and security.

(2) \$468,000 of the aeronautics account—state appropriation is provided solely for one FTE dedicated to planning aviation emergency services and addressing emerging aeronautics requirements, and for the implementation of chapter . . . (House Bill No. 1397), Laws of 2019 (electric aircraft work group), which extends the electric aircraft work group past its current expiration and allows WSDOT to employ a consultant to assist with the

work group. If chapter . . . (House Bill No. 1397), Laws of 2019 is not enacted by June 30, 2019, \$200,000 of the amount in this subsection lapses.

(3) \$200,000 of the aeronautics account—state appropriation is provided solely for the department to convene an electric aircraft work group to study the state of the electrically powered aircraft industry and assess infrastructure needs related to the deployment of electric or hybrid-electric aircraft for commercial air travel in Washington state.

(a) The chair of the work group may be a consultant specializing in aeronautics. The work group must include, but is not limited to, representation from the electric aircraft industry, the aircraft manufacturing industry, electric utility districts, the battery industry, the department of commerce, the department of transportation aviation division, the airline pilots association, a primary airport representing an airport association, and the airline industry.

(b) The study must include, but is not limited to:

(i) Infrastructure requirements necessary to facilitate electric aircraft operations at airports;

(ii) Potential economic and public benefits including, but not limited to, the direct and indirect impact on the number of manufacturing and service jobs and the wages from those jobs in Washington state;

(iii) Potential incentives for industry in the manufacturing and operation of electric aircraft for regional air travel;

(iv) Educational and workforce requirements for manufacturing and maintaining electric aircraft;

(v) Demand and forecast for electric aircraft use to include expected timeline of the aircraft entering the market given federal aviation administration certification requirements;

(vi) Identification of up to six airports in Washington state that may benefit from a pilot program once an electrically propelled aircraft for commercial use becomes available; and

(vii) Recommendations to further the advancement of the electrification of aircraft for regional commercial use within Washington state, including specific, measureable goals for the years 2030, 2040, and 2050 that reflect progressive and substantial increases in the utilization of electric and hybrid-electric commercial aircraft.

(c) The work group must submit a report and accompanying recommendations to the transportation committees of the legislature by November 15, 2020.

(d) If chapter . . . (House Bill No. 1397), Laws of 2019 is enacted by June 30, 2019, the amount provided in this subsection (3) lapses.

(4) \$150,000 of the aeronautics account—state appropriation is provided solely for the implementation of chapter . . . (Substitute Senate Bill No. 5370), Laws of 2019 (aviation coordinating commission). If chapter . . . (Substitute Senate Bill No. 5370), Laws of 2019 is not

enacted by June 30, 2019, the amount provided in this subsection lapses.

NEW SECTION. Sec. 213. FOR THE DEPARTMENT OF TRANSPORTATION—PROGRAM DELIVERY MANAGEMENT AND SUPPORT—PROGRAM H

Motor Vehicle Account—State Appropriation	\$59,801,000
Motor Vehicle Account—Federal Appropriation	. \$500,000
Multimodal Transportation Account—State Appropriation	..... \$258,000
TOTAL	APPROPRIATION
.....	..... \$60,559,000

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

(1) The legislature recognizes that the trail known as the Rocky Reach Trail, and its extensions, serve to separate motor vehicle traffic from pedestrians and bicyclists, increasing motor vehicle safety on state route number 2 and the coincident section of state route number 97. Consistent with chapter 47.30 RCW and pursuant to RCW 47.12.080, the legislature declares that transferring portions of WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and associated buffer areas to the Washington state parks and recreation commission is consistent with the public interest. The legislature directs the department to transfer the property to the Washington state parks and recreation commission.

(a) The department must be paid fair market value for any portions of the transferred real property that is later abandoned, vacated, or ceases to be publicly maintained for trail purposes.

(b) Prior to completing the transfer in this subsection (1), the department must ensure that provisions are made to accommodate private and public utilities and any facilities that predate the department's acquisition of the property, at no cost to those entities. Prior to completing the transfer, the department shall also ensure that provisions, by fair market assessment, are made to accommodate other private and public utilities and any facilities that have been legally allowed by permit or other instrument.

(c) The department may sell any adjoining property that is not necessary to support the Rocky Reach Trail and adjacent buffer areas only after the transfer of trail-related property to the Washington state parks and recreation commission is complete. Adjoining property owners must be given the first opportunity to acquire such property that abuts their property, and applicable boundary line or other adjustments must be made to the legal descriptions for recording purposes.

(2) With respect to Parcel 12 of the real property conveyed by the state of Washington to the city of Mercer Island under that certain quitclaim deed, dated April 19, 2000, recorded in King county under recording no. 20000425001234, the requirement in the deed that the property be used for road/street purposes only will be deemed satisfied by the department of transportation so long

as commuter parking, as part of the vertical development of the property, is one of the significant uses of the property.

(3) \$1,600,000 of the motor vehicle account—state appropriation is provided solely for real estate services activities. Consistent with RCW 47.12.120 and during the 2019-2021 fiscal biennium, when initiating, extending, or renewing any rent or lease agreements with a regional transit authority, consideration of value must be equivalent to one hundred percent of economic or market rent.

(4)(a) \$100,000 of the motor vehicle account—state appropriation is provided solely for the department to:

(i) Determine the real property owned by the state of Washington and under the jurisdiction of the department in King county that is surplus property located in an area encompassing south of Dearborn Street in Seattle, south of Newcastle, west of SR 515, and north of South 216th to SR 515; and

(ii) Use any remaining funds after (a)(i) of this subsection is completed to identify additional real property across the state owned by the state of Washington and under the jurisdiction of the department that is surplus property.

(b) The department shall provide a report to the transportation committees of the legislature describing the properties it has identified as surplus property under (a) of this subsection by October 1, 2020.

NEW SECTION. Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC-PRIVATE PARTNERSHIPS—PROGRAM K

Motor Vehicle Account—State Appropriation	.....\$670,000
Electric Vehicle Account—State Appropriation	.\$2,000,000
Multimodal Transportation Account—State Appropriation	.....\$1,634,000
TOTAL APPROPRIATION	\$4,304,000

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

(1) The economic partnerships program must continue to explore retail partnerships at state-owned park and ride facilities, as authorized in RCW 47.04.295.

(2) \$350,000 of the multimodal transportation account—state appropriation is provided solely for the department to execute a transit oriented development pilot project at Kingsgate park and ride in Kirkland intended to be completed by December 31, 2023. The purpose of the pilot project is to demonstrate how appropriate department properties may be used to provide multiple public benefits such as affordable and market rate housing, commercial development, and institutional facilities in addition to transportation purposes. To accomplish the pilot project, the department is authorized to exercise all legal and administrative powers authorized in statute that may include, but is not limited to, the transfer, lease, or sale of some or all of the property to another governmental agency, public development authority, or nonprofit developer approved by the department and partner agencies. The department may also partner with sound transit, King county, the city of

Kirkland, and any other federal, regional, or local jurisdiction on any policy changes necessary from those jurisdictions to facilitate the pilot project. By December 1, 2019, the department must report to the legislature on any legislative actions necessary to facilitate the pilot project and future transit oriented development projects.

(3) \$2,000,000 of the electric vehicle account—state appropriation is provided solely for the clean alternative fuel vehicle charging and refueling infrastructure program in chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 (advancing green transportation adoption). If chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(4) \$1,200,000 of the multimodal transportation account—state appropriation is provided solely for the pilot program established under chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 (advancing green transportation adoption) to provide clean alternative fuel vehicle use opportunities to underserved communities and low to moderate income members of the workforce not readily served by transit or located in transportation corridors with emissions that exceed federal or state emissions standards. If chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(5) \$84,000 of the multimodal transportation account—state appropriation is provided solely for an interagency transfer to the department of commerce for the purpose of conducting a study as described in chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 (advancing green transportation adoption) to identify opportunities to reduce barriers to electric vehicle adoption by lower income residents of the state through the use of vehicle and infrastructure financing assistance. If chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

NEW SECTION. Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY MAINTENANCE—PROGRAM M

Motor Vehicle Account—State	Appropriation	\$495,228,000
Motor Vehicle Account—Federal	Appropriation	\$7,000,000
State Route Number 520 Corridor Account—State	Appropriation	\$4,447,000
Tacoma Narrows Toll Bridge Account—State	Appropriation	\$1,549,000
Alaskan Way Viaduct Replacement Project	Account—State Appropriation	\$9,533,000
Interstate 405 Express Toll Lanes Operations	Account—State Appropriation	\$1,370,000

TOTAL APPROPRIATION
\$519,127,000

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

(1)(a) \$6,170,000 of the motor vehicle account—state appropriation is provided solely for utility fees assessed by local governments as authorized under RCW 90.03.525 for the mitigation of stormwater runoff from state highways. Plan and reporting requirements as required in chapter . . . (Senate Bill No. 5505), Laws of 2019 (Local Stormwater Charges) shall be consistent with the January 2012 findings of the Joint Transportation Committee Report for Effective Cost Recovery Structure for WSDOT, Jurisdictions, and Efficiencies in Stormwater Management.

(b) Pursuant to RCW 90.03.525(3), the department and the utilities imposing charges to the department shall negotiate with the goal of agreeing to rates such that the total charges to the department for the 2019-2021 fiscal biennium do not exceed the amount provided in this subsection. The department shall report to the transportation committees of the legislature on the amount of funds requested, the funds granted, and the strategies used to keep costs down, by January 17, 2021. If chapter . . . (Senate Bill No. 5505), Laws of 2019 (local stormwater charges) is enacted by June 30, 2019, this subsection (1)(b) does not take effect.

(2) \$4,447,000 of the state route number 520 corridor account—state appropriation is provided solely to maintain the state route number 520 floating bridge. These funds must be used in accordance with RCW 47.56.830(3).

(3) \$1,549,000 of the Tacoma Narrows toll bridge account—state appropriation is provided solely to maintain the new Tacoma Narrows bridge. These funds must be used in accordance with RCW 47.56.830(3).

(4) \$1,370,000 of the Interstate 405 express toll lanes operations account—state appropriation is provided solely to maintain the Interstate 405 express toll lanes between Lynnwood and Bellevue. These funds must be used in accordance with RCW 47.56.830(3).

(5) \$5,000,000 of the motor vehicle account—state appropriation is provided solely for a contingency pool for snow and ice removal. The department must notify the office of financial management and the transportation committees of the legislature when they have spent the base budget for snow and ice removal and will begin using the contingency pool funding.

(6) \$1,025,000 of the motor vehicle account—state appropriation is provided solely for the department to implement safety improvements and debris clean up on department-owned rights-of-way in the city of Seattle at levels above that being implemented as of January 1, 2019. The department must contract out or hire a crew dedicated solely to collecting and disposing of garbage, clearing debris or hazardous material, and implementing safety improvements where hazards exist to the traveling public, department employees, or people encamped upon department-owned rights-of-way. The department may request assistance from the Washington state patrol as

necessary in order for both agencies to provide enhanced safety-related activities regarding the emergency hazards along state highway rights-of-way in the Seattle area.

(7) \$1,015,000 of the motor vehicle account—state appropriation is provided solely for a partnership program between the department and the city of Tacoma. The program shall address the safety and public health problems created by homeless encampments on the department's property along state highways within the city limits. \$570,000 is for dedicated department maintenance staff and associated clean-up costs. The department and the city of Tacoma shall enter into a reimbursable agreement to cover up to \$445,000 of the city's expenses for clean-up crews and landfill costs.

(8) The department must commence a pilot program for the 2019-2021 fiscal biennium at the four highest demand safety rest areas to create and maintain an online calendar for volunteer groups to check availability of weekends for the free coffee program. The calendar must be updated at least weekly and show dates and times that are, or are not, available to participate in the free coffee program. The department must submit a report to the legislature on the ongoing pilot by December 1, 2020, outlining the costs and benefits of the online calendar pilot, and including surveys from the volunteer groups and agency staff to determine its effectiveness.

NEW SECTION. Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—OPERATING

Motor Vehicle Account—State Appropriation	\$70,681,000
Motor Vehicle Account—Federal Appropriation	\$2,050,000
Motor Vehicle Account—Private/Local Appropriation	\$250,000
TOTAL APPROPRIATION	\$72,981,000

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

(1) \$6,000,000 of the motor vehicle account—state appropriation is provided solely for low-cost enhancements. The department shall give priority to low-cost enhancement projects that improve safety or provide congestion relief. By December 15th of each odd-numbered year, the department shall provide a report to the legislature listing all low-cost enhancement projects completed in the prior fiscal biennium.

(2)(a) During the 2019-2021 fiscal biennium, the department shall continue a pilot program that expands private transportation providers' access to high occupancy vehicle lanes. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, the following vehicles must be authorized to use the reserved portion of the highway if the vehicle has the capacity to carry eight or more passengers, regardless of the number of passengers in the vehicle: (i) Auto transportation company vehicles regulated under

chapter 81.68 RCW; (ii) passenger charter carrier vehicles regulated under chapter 81.70 RCW, except marked or unmarked stretch limousines and stretch sport utility vehicles as defined under department of licensing rules; (iii) private nonprofit transportation provider vehicles regulated under chapter 81.66 RCW; and (iv) private employer transportation service vehicles. For purposes of this subsection, "private employer transportation service" means regularly scheduled, fixed-route transportation service that is offered by an employer for the benefit of its employees. Nothing in this subsection is intended to authorize the conversion of public infrastructure to private, for-profit purposes or to otherwise create an entitlement or other claim by private users to public infrastructure.

(b) The department shall expand the high occupancy vehicle lane access pilot program to vehicles that deliver or collect blood, tissue, or blood components for a blood-collecting or distributing establishment regulated under chapter 70.335 RCW. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, blood-collecting or distributing establishment vehicles that are clearly and identifiably marked as such on all sides of the vehicle are considered emergency vehicles and must be authorized to use the reserved portion of the highway.

(c) The department shall expand the high occupancy vehicle lane access pilot program to private, for hire vehicles regulated under chapter 81.72 RCW that have been specially manufactured, designed, or modified for the transportation of a person who has a mobility disability and uses a wheelchair or other assistive device. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, wheelchair-accessible taxicabs that are clearly and identifiably marked as such on all sides of the vehicle are considered public transportation vehicles and must be authorized to use the reserved portion of the highway.

(d) Nothing in this subsection (2) is intended to exempt these vehicles from paying tolls when they do not meet the occupancy requirements established by the department for high occupancy toll lanes.

(3) When regional transit authority construction activities are visible from a state highway, the department shall allow the regional transit authority to place safe and appropriate signage informing the public of the purpose of the construction activity.

(4) The department must make signage for low-height bridges a high priority.

NEW SECTION. Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION MANAGEMENT AND SUPPORT—PROGRAM S

Motor Vehicle Account—State Appropriation	.\$38,782,000
Motor Vehicle Account—Federal Appropriation	.....\$1,380,000
Motor Vehicle Account—Private/Local Appropriation	.....\$500,000

Multimodal Transportation Account—State	
Appropriation	\$1,129,000
TOTAL	APPROPRIATION
.....	\$41,791,000

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

(1) \$2,000,000 of the motor vehicle account—state appropriation is provided solely for a grant program that makes awards for the following: (a) Support for nonprofit agencies, churches, and other entities to help provide outreach to populations underrepresented in the current apprenticeship programs; (b) preapprenticeship training; and (c) child care, transportation, and other supports that are needed to help women, veterans, and minorities enter and succeed in apprenticeship. The department must report on grants that have been awarded and the amount of funds disbursed by December 1st each year. If moneys are provided in the omnibus operating appropriations act for a career connected learning grant program, defined in chapter . . . (Substitute House Bill No. 1336), Laws of 2019, or otherwise, the amount provided in this subsection lapses.

(2) \$150,000 of the motor vehicle account—state appropriation is provided solely for a user-centered and mobile-compatible web site redesign using estimated web site ad revenues.

(3) From the revenues generated by the five dollar per studded tire fee under RCW 46.37.427, \$250,000 of the motor vehicle account—state appropriation is provided solely for the department, in consultation with the appropriate local jurisdictions and relevant stakeholder groups, to establish a pilot media-based public information campaign regarding the damage of studded tire use on state and local roadways in Whatcom county, and to continue the existing pilot information campaign in Spokane county. The reason for the geographic selection of Spokane and Whatcom counties is based on the high utilization of studded tires in these jurisdictions. The public information campaigns must primarily focus on making the consumer aware of the safety implications for other drivers, road deterioration, financial impact for taxpayers, and, secondarily, the alternatives to studded tires. The Whatcom county pilot media-based public information campaign must begin by September 1, 2020. By January 14, 2021, the department must provide the transportation committees of the legislature an update on the Spokane and Whatcom county pilot media-based public information campaigns.

(4) \$138,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Second Substitute Senate Bill No. 5489), Laws of 2019 (concerning environmental health disparities). If chapter . . . (Second Substitute Senate Bill No. 5489), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

NEW SECTION. Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION—RESEARCH—PROGRAM T

High Occupancy Toll Lanes Operations	
Account—State Appropriation	\$3,000,000
Motor Vehicle Account—State Appropriation	.\$29,403,000
Motor Vehicle Account—Federal Appropriation	.....\$29,485,000
Motor Vehicle Account—Private/Local Appropriation	.....\$800,000
Multimodal Transportation Account—State Appropriation	.....\$710,000
Multimodal Transportation Account—Federal	
Appropriation	\$2,809,000
Multimodal Transportation Account—Private/Local	
Appropriation	\$100,000
TOTAL	APPROPRIATION
.....	\$66,307,000

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

(1) \$130,000 of the motor vehicle account—state appropriation is provided solely for completion of a corridor study to identify potential improvements between exit 116 and exit 99 of Interstate 5. The study should further develop mid- and long-term strategies from the corridor sketch, and identify potential US 101/I-5 interchange improvements, a strategic plan for the Nisqually River bridges, regional congestion relief options, and ecosystem benefits to the Nisqually River estuary for salmon productivity and flood control.

(2) The study on state route number 518 referenced in section 218(5), chapter 297, Laws of 2018 must be submitted to the transportation committees of the legislature by November 30, 2019.

(3) \$100,000 of the motor vehicle account—state appropriation is provided solely to complete the Tacoma mall direct access feasibility study.

(4) \$4,600,000 of the motor vehicle account—federal appropriation is provided solely to complete the road usage charge pilot project overseen by the transportation commission using the remaining unspent amount of the federal grant award. The purpose of the road usage charge pilot project is to explore the viability of a road usage charge as a possible replacement for the gas tax.

(5) \$3,000,000 of the high occupancy toll lanes operations account—state appropriation is provided solely for updating the state route number 167 master plan. If neither chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of 2019 (addressing tolling) nor chapter . . . (House Bill No. 2132), Laws of 2019 (addressing tolling) is enacted by June 30, 2019, the amount provided in this subsection lapses.

NEW SECTION. Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION—

CHARGES FROM OTHER AGENCIES—PROGRAM U

Motor Vehicle Account—State Appropriation	\$71,996,000
Multimodal Transportation Account—State	
Appropriation	\$2,491,000
TOTAL	APPROPRIATION
.....	\$74,487,000

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

(1) Prior to entering into any negotiated settlement of a claim against the state for the department that exceeds five million dollars, the department, in conjunction with the attorney general and the department of enterprise services, shall notify the director of the office of financial management and the transportation committees of the legislature.

(2) Beginning October 1, 2019, and quarterly thereafter, the department, in conjunction with the attorney general and the department of enterprise services, shall provide a report with judgments and settlements dealing with the Washington state ferry system to the director of the office of financial management and the transportation committees of the legislature. The report must include information on: (a) The number of claims and settlements by type; (b) the average claim and settlement by type; (c) defense costs associated with those claims and settlements; and (d) information on the impacts of moving legal costs associated with the Washington state ferry system into the statewide self-insurance pool.

(3) Beginning October 1, 2019, and quarterly thereafter, the department, in conjunction with the attorney general and the department of enterprise services, shall provide a report with judgments and settlements dealing with the nonferry operations of the department to the director of the office of financial management and the transportation committees of the legislature. The report must include information on: (a) The number of claims and settlements by type; (b) the average claim and settlement by type; and (c) defense costs associated with those claims and settlements.

NEW SECTION. Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC TRANSPORTATION—PROGRAM V

State Vehicle Parking Account—State Appropriation	\$784,000
Regional Mobility Grant Program Account—State	
Appropriation	\$96,630,000
Rural Mobility Grant Program Account—State	
Appropriation	\$32,223,000
Multimodal Transportation Account—State	
Appropriation	\$128,554,000
Multimodal Transportation Account—Federal	
Appropriation	\$3,574,000

Multimodal Transportation Account—Local

Appropriation	\$100,000
TOTAL	APPROPRIATION
.....	\$261,865,000

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

(1) \$62,679,000 of the multimodal transportation account—state appropriation is provided solely for a grant program for special needs transportation provided by transit agencies and nonprofit providers of transportation. If chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 (advancing green transportation adoption) is not enacted by June 30, 2019, \$10,000,000 of the amount in this subsection lapses. Of this amount:

(a) \$14,278,000 of the multimodal transportation account—state appropriation is provided solely for grants to nonprofit providers of special needs transportation. Grants for nonprofit providers must be based on need, including the availability of other providers of service in the area, efforts to coordinate trips among providers and riders, and the cost effectiveness of trips provided. If chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 (advancing green transportation adoption) is not enacted by June 30, 2019, \$2,278,000 of the amount in this subsection lapses. Fuel type may not be a factor in the grant selection process.

(b) \$48,401,000 of the multimodal transportation account—state appropriation is provided solely for grants to transit agencies to transport persons with special transportation needs. To receive a grant, the transit agency must, to the greatest extent practicable, have a maintenance of effort for special needs transportation that is no less than the previous year's maintenance of effort for special needs transportation. Grants for transit agencies must be prorated based on the amount expended for demand response service and route deviated service in calendar year 2017 as reported in the "Summary of Public Transportation - 2017" published by the department of transportation. No transit agency may receive more than thirty percent of these distributions. If chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 (advancing green transportation adoption) is not enacted by June 30, 2019, \$7,722,000 of the amount in this subsection lapses. Fuel type may not be a factor in the grant selection process.

(2) \$32,223,000 of the rural mobility grant program account—state appropriation is provided solely for grants to aid small cities in rural areas as prescribed in RCW 47.66.100. Fuel type may not be a factor in the grant selection process.

(3)(a) \$10,290,000 of the multimodal transportation account—state appropriation is provided solely for a vanpool grant program for: (i) Public transit agencies to add vanpools or replace vans; and (ii) incentives for employers to increase employee vanpool use. The grant program for public transit agencies will cover capital costs only; operating costs for public transit agencies are not eligible for funding under this grant program. Additional employees

may not be hired from the funds provided in this section for the vanpool grant program, and supplanting of transit funds currently funding vanpools is not allowed. The department shall encourage grant applicants and recipients to leverage funds other than state funds. Fuel type may not be a factor in the grant selection process.

(b) At least \$1,600,000 of the amount provided in this subsection must be used for vanpool grants in congested corridors.

(4) \$18,951,000 of the regional mobility grant program account—state appropriation is reappropriated and provided solely for the regional mobility grant projects identified in LEAP Transportation Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program - Public Transportation Program (V).

(5)(a) \$77,679,000 of the regional mobility grant program account—state appropriation is provided solely for the regional mobility grant projects identified in LEAP Transportation Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program - Public Transportation Program (V). The department shall review all projects receiving grant awards under this program at least semiannually to determine whether the projects are making satisfactory progress. Any project that has been awarded funds, but does not report activity on the project within one year of the grant award, must be reviewed by the department to determine whether the grant should be terminated. The department shall promptly close out grants when projects have been completed, and any remaining funds must be used only to fund projects identified in the LEAP transportation document referenced in this subsection. The department shall provide annual status reports on December 15, 2019, and December 15, 2020, to the office of financial management and the transportation committees of the legislature regarding the projects receiving the grants. It is the intent of the legislature to appropriate funds through the regional mobility grant program only for projects that will be completed on schedule. A grantee may not receive more than twenty-five percent of the amount appropriated in this subsection. Additionally, when allocating funding for the 2021-2023 biennium, no more than thirty percent of the total grant program may directly benefit or support one grantee. The department shall not approve any increases or changes to the scope of a project for the purpose of a grantee expending remaining funds on an awarded grant. Fuel type may not be a factor in the grant selection process.

(b) In order to be eligible to receive a grant under (a) of this subsection during the 2019-2021 fiscal biennium, a transit agency must establish a process for private transportation providers to apply for the use of park and ride facilities. For purposes of this subsection, (i) "private transportation provider" means: An auto transportation company regulated under chapter 81.68 RCW; a passenger charter carrier regulated under chapter 81.70 RCW, except marked or unmarked stretch limousines and stretch sport utility vehicles as defined under department of licensing rules; a private nonprofit transportation provider regulated under chapter 81.66 RCW; or a private employer transportation service provider; and (ii) "private employer transportation service" means regularly scheduled, fixed-

route transportation service that is offered by an employer for the benefit of its employees.

(6) Funds provided for the commute trip reduction (CTR) program may also be used for the growth and transportation efficiency center program.

(7) \$7,670,000 of the multimodal transportation account—state appropriation and \$784,000 of the state vehicle parking account—state appropriation are provided solely for CTR grants and activities. Fuel type may not be a factor in the grant selection process. Of this amount:

(a) \$1,000,000 of the multimodal transportation account—state appropriation is provided solely for the department to continue a pilot transit pass incentive program. Businesses and nonprofit organizations located in a county adjacent to Puget Sound with a population of more than seven hundred thousand that have never offered transit subsidies to employees are eligible to apply to the program for a fifty percent rebate on the cost of employee transit subsidies provided through the regional ORCA fare collection system. No single business or nonprofit organization may receive more than ten thousand dollars from the program.

(i) Businesses and nonprofit organizations may apply and be awarded funds prior to purchasing a transit subsidy, but the department may not provide reimbursement until proof of purchase or a contract has been provided to the department.

(ii) The department shall update the transportation committees of the legislature on the impact of the program by January 31, 2020, and may adopt rules to administer the program.

(b) \$30,000 of the state vehicle parking account—state appropriation is provided solely for the STAR pass program for state employees residing in Mason and Grays Harbor Counties. Use of the pass is for public transportation between Mason County and Thurston County, and Grays Harbor and Thurston County. The pass may also be used within Grays Harbor County. The STAR pass commute trip reduction program is open to any state employee who expresses intent to commute to his or her assigned state worksite using a public transit system currently participating in the STAR pass program.

(c) \$1,000,000 of the multimodal transportation account—state appropriation is provided solely for a first mile/last mile connections grant program. Eligible grant recipients include cities, businesses, nonprofits, and transportation network companies with first mile/last mile solution proposals. Transit agencies are not eligible. The commute trip reduction board shall develop grant parameters, evaluation criteria, and evaluate grant proposals. The commute trip reduction board shall provide the transportation committees of the legislature a report on the effectiveness of this grant program and best practices for continuing the program.

(8) Except as provided otherwise in this subsection, \$28,048,000 of the multimodal transportation account—state appropriation is provided solely for connecting

Washington transit projects identified in LEAP Transportation Document 2019-2 ALL PROJECTS as developed April 27, 2019. It is the intent of the legislature that entities identified to receive funding in the LEAP document referenced in this subsection receive the amounts specified in the time frame specified in that LEAP document. If an entity has already completed a project in the LEAP document referenced in this subsection before the time frame identified, the entity may substitute another transit project or projects that cost a similar or lesser amount.

(9) \$2,000,000 of the multimodal transportation account—state appropriation is provided solely for transit coordination grants. Fuel type may not be a factor in the grant selection process.

(10) The department shall not require more than a ten percent match from nonprofit transportation providers for state grants.

(11)(a) For projects funded as part of the 2015 connecting Washington transportation package listed on the LEAP transportation document identified in subsection (4) of this section, if the department expects to have substantial reappropriations for the 2021-2023 fiscal biennium, the department may, on a pilot basis, apply funding from a project with an appropriation that cannot be used for the current fiscal biennium to advance one or more of the following projects:

- (i) King County Metro - RapidRide Expansion, Burien-Delridge (G2000031);
- (ii) King County Metro - Route 40 Northgate to Downtown (G2000032);
- (iii) Mason Transit Park & Ride Development (G2000042); or
- (iv) Pierce Transit - SR 7 Express Service (G2000046).

(b) At least ten business days before advancing a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2021-2023 fiscal biennium.

(c) To the extent practicable, the department shall use the flexibility and authority granted in this section to minimize the amount of reappropriations needed each biennium.

(12) \$750,000 of the multimodal transportation account—state appropriation is provided solely for Intercity Transit for the Dash shuttle program.

(13)(a) \$485,000 of the multimodal transportation account—state appropriation is provided solely for King county for:

(i) An expanded pilot program to provide certain students in the Highline, Tukwila, and Lake Washington school districts with an ORCA card during these school districts' summer vacations. In order to be eligible for an

ORCA card under this program, a student must also be in high school, be eligible for free and reduced-price lunches, and have a job or other responsibility during the summer; and

(ii) Providing administrative support to other interested school districts in King county to prepare for implementing similar programs for their students.

(b) King county must provide a report to the department and the transportation committees of the legislature by December 15, 2021, regarding:

- (i) The annual student usage of the pilot program;
- (ii) Available ridership data;
- (iii) A cost estimate, including a detailed description of the various expenses leading to the cost estimate, and any other factors relevant to expanding the program to other King county school districts;
- (iv) A cost estimate, including a detailed description of the various expenses leading to the cost estimate, and any other factors relevant to expanding the program to student populations other than high school or eligible for free and reduced-price lunches;
- (v) Opportunities for subsidized ORCA cards or local grant or matching funds; and
- (vi) Any additional information that would help determine if the pilot program should be extended or expanded.

(14) \$12,000,000 of the multimodal transportation account—state appropriation is provided solely for the green transportation capital grant program established in chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 (advancing green transportation adoption). If chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(15) \$555,000 of the multimodal transportation account—state appropriation is provided solely for an interagency transfer to the Washington State University extension energy program to establish and administer a technical assistance and education program for public agencies on the use of alternative fuel vehicles. If chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 (advancing green transportation adoption) is not enacted by June 30, 2019, \$375,000 of the amount provided in this subsection lapses.

NEW SECTION. Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION—MARINE—PROGRAM X

Motor Vehicle Account—State Appropriation.....	\$250,000
Puget Sound Ferry Operations Account—State	
Appropriation	\$540,746,000
Puget Sound Ferry Operations Account—Federal	
Appropriation	\$7,932,000

Puget Sound Ferry Operations Account—Private/Local

Appropriation	\$121,000
TOTAL	APPROPRIATION
.....	\$549,049,000

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

(1) The office of financial management budget instructions require agencies to recast enacted budgets into activities. The Washington state ferries shall include a greater level of detail in its 2019-2021 supplemental and 2021-2023 omnibus transportation appropriations act requests, as determined jointly by the office of financial management, the Washington state ferries, and the transportation committees of the legislature. This level of detail must include the administrative functions in the operating as well as capital programs.

(2) For the 2019-2021 fiscal biennium, the department may enter into a distributor controlled fuel hedging program and other methods of hedging approved by the fuel hedging committee, which must include a representative of the department of enterprise services.

(3) \$76,261,000 of the Puget Sound ferry operations account—state appropriation is provided solely for auto ferry vessel operating fuel in the 2019-2021 fiscal biennium, which reflect cost savings from a reduced biodiesel fuel requirement and, therefore, is contingent upon the enactment of section 703 of this act. The amount provided in this subsection represents the fuel budget for the purposes of calculating any ferry fare fuel surcharge. The department shall review future use of alternative fuels and dual fuel configurations, including hydrogen.

(4) \$650,000 of the Puget sound ferry operations account—state appropriation is provided solely for increased staffing at Washington ferry terminals to meet increased workload and customer expectations. Within the amount provided in this subsection, the department shall contract with uniformed officers for additional traffic control assistance at the Kingston ferry terminal during peak ferry travel times, with a particular focus on Sundays and holiday weekends. Traffic control methods should include, but not be limited to, holding traffic on the shoulder at Lindvog Road until space opens for cars at the tollbooths and dock, and management of traffic on Highway 104 in order to ensure Kingston residents and business owners have access to businesses, roads, and driveways.

(5) \$254,000 of the Puget Sound ferry operations account—state appropriation is provided solely for a dedicated inventory logistics manager on a one-time basis.

(6) \$500,000 of the Puget Sound ferry operations account—state appropriation is provided solely for operating costs related to moving vessels for emergency capital repairs. Funds may only be spent after approval by the office of financial management.

(7) By January 1, 2020, the ferries division must submit a workforce plan for reducing overtime due to shortages of staff available to fill vacant crew positions. The

plan must include numbers of crew positions being filled by staff working overtime, strategies for filling these positions with straight time employees, progress toward implementing those strategies, and a forecast for when overtime expenditures will return to historical averages.

(8) \$160,000 of the Puget Sound ferry operations account—state appropriation is provided solely for a ferry fleet baseline noise study, conducted by a consultant, for the purpose of establishing plans and data-driven goals to reduce ferry noise when Southern resident orca whales are present. In addition, the study must establish prioritized strategies to address vessels serving routes with the greatest exposure to orca whale movements.

(9)(a) \$250,000 of the motor vehicle account—state appropriation is provided solely for the department, in consultation with the Washington state transportation center, to develop a plan for service on the triangle route with a goal of providing maximum sailings moving the most passengers to all stops in the least travel time, including waits between sailings, within budget and resource constraints.

(b) The Washington state transportation center must use new traffic management models and scheduling tools to examine proposed improvements for the triangle route. The department shall report to the standing transportation committees of the legislature by January 15, 2021. The report must include:

(i) Implementation and status of data collection, modeling, scheduling, capital investments, and procedural improvements to allow Washington state ferries to schedule more sailings to and from all stops on the triangle route with minimum time between sailings;

(ii) Recommendations for emergency boat allocations, regular schedule policies, and emergency schedule policies based on all customers alternative travel options to ensure that any dock with no road access is prioritized in scheduling and scheduled service is provided based on population size, demographics, and local medical services;

(iii) Triangle route pilot economic analysis of Washington state ferries fare revenue and fuel cost impact of offering additional, better spaced sailings;

(iv) Results of an economic analysis of the return on investment of potentially acquiring and using traffic control infrastructure, technology, walk on loading bridges, and Good-to-Go and ORCA replacement of current fare sales, validation, collections, accounting, and all associated labor and benefits costs that can be saved via those capital investments; and

(v) Recommendation on policies, procedures, or agency interpretations of statute that may be adopted to mitigate any delays or disruptions to scheduled sailings.

(c) If at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019

(model toxics control program reform) by June 30, 2019, the amount provided in this subsection (9) lapses.

NEW SECTION. Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—OPERATING

Multimodal Transportation Account—State	
Appropriation	\$75,576,000
Multimodal Transportation Account—Private/Local	
Appropriation	\$717,000
Multimodal Transportation Account—Federal	
Appropriation	\$500,000
TOTAL	APPROPRIATION
.....	\$76,793,000

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

(1)(a)(i) \$224,000 of the multimodal transportation account—state appropriation and \$671,000 of the multimodal transportation account—private/local appropriation are provided solely for continued analysis of the ultra high-speed ground transportation corridor in a new study, with participation from Washington, Oregon, and British Columbia. No funds may be expended until the department is in receipt of \$671,000 in private/local funding provided solely for this purpose.

(ii) The ultra high-speed ground transportation corridor advisory group must include legislative membership.

(iii) "Ultra high-speed" means a maximum testing speed of at least two hundred fifty miles per hour.

(b) The study must consist of the following:

(i) Development of proposed corridor governance, general powers, operating structure, legal instruments, and contracting requirements;

(ii) An assessment of current laws in state and provincial jurisdictions and identification of any proposed changes to laws, regulations, and/or agreements that are needed to proceed with development; and

(iii) Development of general recommendations for the authorization needed to advance the development of the corridor. This study must build on the results of the 2018 Washington state ultra high-speed ground transportation business case analysis and the 2019 Washington state ultra high-speed ground transportation study findings report. The department shall consult with the transportation committees of the legislature regarding all issues related to proposed corridor governance.

(c) The development work referenced in (b) of this subsection is intended to identify and make recommendations related to specific entities, including interjurisdictional entities, policies, and processes required for the purposes of furthering preliminary analysis efforts for the ultra high-speed ground transportation corridor. This

development work is not intended to authorize one or more entities to assume decision making authority for the design, construction, or operation of an ultra high-speed rail corridor.

(d) By December 1, 2020, the department shall provide to the governor and the transportation committees of the legislature a report of the study's findings regarding the three elements noted in this subsection. As applicable, the report should also be sent to the executive and legislative branches of government in the state of Oregon and appropriate government bodies in the province of British Columbia.

(2) The department is directed to continue to pursue efforts to reduce costs, increase ridership, and review Amtrak Cascades fares and fare schedules. Within thirty days of each annual cost/revenue reconciliation under the Amtrak service contract, the department shall report annual credits to the office of financial management and the legislative transportation committees. Annual credits from Amtrak to the department including, but not limited to, credits due to higher ridership, reduced level of service, and fare or fare schedule adjustments, must be used to offset corresponding amounts of the multimodal transportation account—state appropriation, which must be placed in reserve.

NEW SECTION. Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—OPERATING

Motor Vehicle Account—State Appropriation	.\$12,190,000
Motor Vehicle Account—Federal Appropriation	.....\$2,567,000
Multiuse Roadway Safety Account—State Appropriation	.....\$132,000
Multimodal Transportation Account—State	
Appropriation	\$350,000
TOTAL	APPROPRIATION
.....	\$15,239,000

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

(1) \$350,000 of the multimodal transportation account—state appropriation is provided solely for a study by the Puget Sound regional council of new passenger ferry service to better connect communities throughout the twelve county Puget Sound region. The study must assess potential new routes, identify future terminal locations, and provide recommendations to accelerate the electrification of the ferry fleet. The study must identify future passenger only demand throughout Western Washington, analyze potential routes and terminal locations on Puget Sound, Lake Washington, and Lake Union with an emphasis on preserving waterfront opportunities in public ownership and opportunities for partnership. The study must determine whether and when the passenger ferry service achieves a net reduction in carbon emissions including an analysis of the emissions of modes that passengers would otherwise have used. The study must estimate capital and operating costs for routes and terminals.

The study must include early and continuous outreach with all interested stakeholders and a report to the legislature and all interested parties by January 31, 2021.

(2) \$1,142,000 of the motor vehicle account—state appropriation is provided solely for the department, from amounts set aside out of statewide fuel taxes distributed to counties according to RCW 46.68.120(3), to contract with the Washington state association of counties to:

(a) In coordination with stakeholders, identify county-owned fish passage barriers, with priority given to barriers that share the same stream system as state-owned fish passage barriers. The study must identify, map, and provide a preliminary assessment of county-owned barriers that need correction, and provide, where possible, preliminary costs estimates for each barrier correction. The study must provide recommendations on:

(i) How to prioritize county-owned barriers within the same stream system of state-owned barriers in the current six-year construction plan to maximize state investment; and

(ii) How future state six-year construction plans should incorporate county-owned barriers;

(b) Update the local agency guidelines manual, including exploring alternatives within the local agency guidelines manual on county priorities;

(c) Study the current state of county transportation funding, identify emerging issues, and identify potential future alternative transportation fuel funding sources to meet current and future needs.

TRANSPORTATION AGENCIES—CAPITAL

NEW SECTION. Sec. 301. FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Freight Mobility Investment Account—State	
Appropriation	\$18,094,000
Freight Mobility Multimodal Account—State	
Appropriation	\$21,220,000
Motor Vehicle Account—Federal Appropriation	
.....	\$2,250,000
Freight Mobility Multimodal Account—Private/Local	
Appropriation	\$1,320,000
TOTAL APPROPRIATION	
.....	\$42,884,000

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

(1) Except as otherwise provided in this section, the entire appropriations in this section are provided solely for the projects by amount, as listed in the LEAP Transportation Document 2019-3 as developed April 27, 2019, FMSIB Project List.

(2) Until directed by the legislature, the board may not initiate a new call for projects. By January 1, 2020, the board must report to the legislature on alternative proposals

to revise its project award and obligation process, which result in lower reappropriations.

NEW SECTION. Sec. 302. FOR THE WASHINGTON STATE PATROL

State Patrol Highway Account—State Appropriation	
.....	\$3,277,000

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

The entire appropriation in this section is provided solely for the following projects:

(1) \$250,000 for emergency repairs;

(2) \$468,000 for roof replacements;

(3) \$350,000 for fuel tank decommissioning;

(4) \$759,000 for generator and electrical replacement;

(5) \$750,000 for water and fire suppression systems; and

(6) \$700,000 for academy training tank preservation reappropriation.

The Washington state patrol may transfer funds between projects specified in this section to address cash flow requirements. If a project specified in this section is completed for less than the amount provided, the remainder may be transferred to another project specified in this section not to exceed the total appropriation provided in this section.

NEW SECTION. Sec. 303. FOR THE COUNTY ROAD ADMINISTRATION BOARD

Rural Arterial Trust Account—State Appropriation	
.....	\$65,996,000
Motor Vehicle Account—State Appropriation ...	\$1,456,000
County Arterial Preservation Account—State	
Appropriation	\$39,590,000
TOTAL APPROPRIATION	
.....	\$107,042,000

NEW SECTION. Sec. 304. FOR THE TRANSPORTATION IMPROVEMENT BOARD

Small City Pavement and Sidewalk Account—State	
Appropriation	\$5,890,000
Transportation Improvement Account—State	
Appropriation	\$228,510,000
Complete Streets Grant Program Account—State	
Appropriation	\$14,670,000
TOTAL APPROPRIATION	
.....	\$249,070,000

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

(1) \$9,315,000 of the transportation improvement account—state appropriation is provided solely for the Relight Washington Program.

(2)(a) The transportation improvement board shall allot the remaining appropriations in the following amounts breaking out funding into previously authorized projects and newly authorized projects:

(i) \$159,285,000 of the transportation improvement account—state appropriation for the Urban Arterial Program;

(ii) \$30,810,000 of the transportation improvement account—state appropriation for the Small City Arterial Program;

(iii) \$15,840,000 of the transportation improvement account—state appropriation for the Sidewalk Program;

(iv) \$13,260,000 of the transportation improvement account—state appropriation for the Arterial Preservation Program;

(v) \$3,800,000 of the small city pavement and sidewalk account—state appropriation for the Small City Preservation Program;

(vi) \$2,090,000 of the small city pavement and sidewalk account—state appropriation for the City Hardship Assistance Program; and

(vii) \$14,670,000 of the complete streets grant program account—state appropriation for the Complete Streets Program.

(b) After initially allotting based on these amounts, the transportation improvement board may only deviate from the allotment plan, based on guidance from the office of financial management, and after notifying the transportation committee of the legislature of the specific allotment change with information on the rationale for the change.

NEW SECTION. Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION—FACILITIES—PROGRAM D—(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—CAPITAL

Motor Vehicle Account—State Appropriation	\$50,990,000
Connecting Washington Account—State Appropriation	\$42,497,000
TOTAL	APPROPRIATION
	\$93,487,000

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

(1) \$42,497,000 of the connecting Washington account—state appropriation is provided solely for a new Olympic region maintenance and administration facility to be located on the department-owned site at the intersection of Marvin Road and 32nd Avenue in Lacey, Washington.

(2)(a) \$43,100,000 of the motor vehicle account—state appropriation is provided solely for the department facility located at 15700 Dayton Ave N in Shoreline. This

appropriation is contingent upon the department of ecology signing a not less than twenty-year agreement to pay a share of any financing contract issued pursuant to chapter 39.94 RCW.

(b) Payments from the department of ecology as described in this subsection shall be deposited into the motor vehicle account.

(c) Total project costs are not to exceed \$46,500,000.

(3) \$1,565,000 from the motor vehicle account—state appropriation is provided solely for furniture for the renovated Northwest Region Headquarters at Dayton Avenue. The department must efficiently furnish the renovated building. The amount provided in this subsection is the maximum the department may spend on furniture for this facility.

NEW SECTION. Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION—IMPROVEMENTS—PROGRAM I

High Occupancy Toll Lanes Operations Account—State Appropriation	\$7,000,000
Transportation Partnership Account—State Appropriation	\$325,275,000
Motor Vehicle Account—State Appropriation	\$92,504,000
Motor Vehicle Account—Federal Appropriation	\$154,337,000
Motor Vehicle Account—Private/Local Appropriation	\$26,839,000
Connecting Washington Account—State Appropriation	\$2,137,381,000
Special Category C Account—State Appropriation	\$81,000,000
Multimodal Transportation Account—State Appropriation	\$5,408,000
Alaskan Way Viaduct Replacement Project Account—State Appropriation	\$77,956,000
Transportation 2003 Account (Nickel Account)—State Appropriation	\$21,819,000
Interstate 405 Express Toll Lanes Operations Account—State Appropriation	\$48,036,000
TOTAL	APPROPRIATION
	\$2,977,555,000

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

(1) Except as provided otherwise in this section, the entire connecting Washington account—state appropriation and the entire transportation partnership account—state appropriation are provided solely for the projects and

activities as listed by fund, project, and amount in LEAP Transportation Document 2019-1 as developed April 27, 2019, Program - Highway Improvements Program (I). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section 601 of this act.

(2) Except as provided otherwise in this section, the entire motor vehicle account—state appropriation and motor vehicle account—federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program - Highway Improvements Program (I). Any federal funds gained through efficiencies, adjustments to the federal funds forecast, additional congressional action not related to a specific project or purpose, or the federal funds redistribution process must then be applied to highway and bridge preservation activities or fish passage barrier corrections (0BI4001).

(3) Within the motor vehicle account—state appropriation and motor vehicle account—federal appropriation, the department may transfer funds between programs I and P, except for funds that are otherwise restricted in this act. Ten days prior to any transfer, the department must submit its request to the office of financial management and the transportation committees of the legislature and consider any concerns raised. The department shall submit a report on fiscal year funds transferred in the prior fiscal year using this subsection as part of the department's annual budget submittal.

(4) The connecting Washington account—state appropriation includes up to \$1,519,899,000 in proceeds from the sale of bonds authorized in RCW 47.10.889.

(5) The special category C account—state appropriation includes up to \$75,274,000 in proceeds from the sale of bonds authorized in RCW 47.10.861.

(6) The transportation partnership account—state appropriation includes up to \$150,232,000 in proceeds from the sale of bonds authorized in RCW 47.10.812.

(7) The Alaskan Way viaduct replacement project account—state appropriation includes up to \$77,956,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.

(8) The multimodal transportation account—state appropriation includes up to \$5,408,000 in proceeds from the sale of bonds authorized in RCW 47.10.867.

(9) \$90,464,000 of the transportation partnership account—state appropriation, \$7,006,000 of the motor vehicle account—private/local appropriation, \$3,383,000 of the transportation 2003 account (nickel account)—state appropriation, \$77,956,000 of the Alaskan Way viaduct replacement project account—state appropriation, and \$1,838,000 of the multimodal transportation account—state appropriation are provided solely for the SR 99/Alaskan Way Viaduct Replacement project (809936Z).

(10) \$3,000,000 of the multimodal transportation account—state appropriation is provided solely for transit

mitigation for the SR 99/Viaduct Project - Construction Mitigation project (809940B).

(11) \$164,000,000 of the connecting Washington account—state appropriation is provided solely for the US 395 North Spokane Corridor project (M00800R).

(12)(a) \$22,195,000 of the transportation partnership account—state appropriation, \$12,805,000 of the transportation 2003 account (nickel account)—state appropriation, and \$48,000,000 of the Interstate 405 express toll lanes operations account—state appropriation are provided solely for the I-405/SR 522 to I-5 Capacity Improvements project (L2000234) for activities related to adding capacity on Interstate 405 between state route number 522 and Interstate 5, with the goals of increasing vehicle throughput and aligning project completion with the implementation of bus rapid transit in the vicinity of the project. The transportation partnership account—state appropriation and transportation 2003 account (nickel account)—state appropriation are a transfer or a reappropriation of a transfer from the I-405/Kirkland Vicinity Stage 2 - Widening project (8BI1002) due to savings and will fund right-of-way and construction for an additional phase of this I-405 project.

(b) If sufficient bonding authority to complete this project is not provided within chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of 2019 (addressing tolling) or chapter . . . (House Bill No. 2132), Laws of 2019 (addressing tolling), or within a bond authorization act referencing chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No. 2132), Laws of 2019, by June 30, 2019, \$21,000,000 of the Interstate 405 express toll lanes operations account—state appropriation provided in this subsection lapses, and it is the intent of the legislature to reduce the Interstate 405 express toll lanes operations account—state appropriation in the 2021-2023 biennium to \$5,000,000, and in the 2023-2025 biennium to \$0 on the list referenced in subsection (2) of this section.

(13)(a) \$395,822,000 of the connecting Washington account—state appropriation, \$60,000 of the motor vehicle account—state appropriation, and \$342,000 of the motor vehicle account—private/local appropriation are provided solely for the SR 520 Seattle Corridor Improvements - West End project (M00400R).

(b) Recognizing that the department of transportation requires full possession of parcel number 1-23190 to complete the Montlake Phase of the West End project, the department is directed to:

(i) Work with the operator of the Montlake boulevard market located on parcel number 1-23190 to negotiate a lease allowing continued operations up to January 1, 2020. After that time, the department shall identify an area in the vicinity of the Montlake property for a temporary market or other food service to be provided during the period of project construction. Should the current operator elect not to participate in providing that temporary service, the department shall then develop an outreach plan with the city to solicit community input on the food services provided, and then advertise the opportunity to other

potential vendors. Further, the department shall work with the city of Seattle and existing permit processes to facilitate vendor access to and use of the area in the vicinity of the Montlake property.

(ii) Upon completion of the Montlake Phase of the West End project (current anticipated contract completion of 2023), WSDOT shall sell that portion of the property not used for permanent transportation improvements and initiate a process to convey that surplus property to a subsequent owner.

(c) \$60,000 of the motor vehicle account—state appropriation is provided solely for grants to nonprofit organizations located in a city with a population exceeding six hundred thousand persons and that empower artists through equitable access to vital expertise, opportunities, and business services. Funds may be used only for the purpose of preserving, commemorating, and sharing the history of the city of Seattle's freeway protests and making the history of activism around the promotion of more integrated transportation and land use planning accessible to current and future generations through the preservation of Bent 2 of the R. H. Thompson freeway ramp.

(14) It is the intent of the legislature that for the I-5 JBLM Corridor Improvements project (M00100R), the department shall actively pursue \$50,000,000 in federal funds to pay for this project to supplant state funds in the future. \$50,000,000 in connecting Washington account funding must be held in unallotted status during the 2021-2023 fiscal biennium. These funds may only be used after the department has provided notice to the office of financial management that it has exhausted all efforts to secure federal funds from the federal highway administration and the department of defense.

(15) \$265,100,000 of the connecting Washington account—state appropriation is provided solely for the SR 167/SR 509 Puget Sound Gateway project (M00600R).

(a) Any savings on the project must stay on the Puget Sound Gateway corridor until the project is complete.

(b) Proceeds from the sale of any surplus real property acquired for the purpose of building the SR 167/SR 509 Puget Sound Gateway (M00600R) project must be deposited into the motor vehicle account for the purpose of constructing the project.

(c) In making budget allocations to the Puget Sound Gateway project, the department shall implement the project's construction as a single corridor investment. The department shall develop a coordinated corridor construction and implementation plan for state route number 167 and state route number 509 in collaboration with affected stakeholders. Specific funding allocations must be based on where and when specific project segments are ready for construction to move forward and investments can be best optimized for timely project completion. Emphasis must be placed on avoiding gaps in fund expenditures for either project.

(d) It is the legislature's intent that the department shall construct a full single-point urban interchange at the

junction of state route number 161 (Meridian avenue) and state route number 167 and a full single-point urban interchange at the junction of state route number 509 and 188th Street. If the department receives additional funds from an outside source for this project after the base project is fully funded, the funds must first be applied toward the completion of these two full single-point urban interchanges.

(e) In designing the state route number 509/state route number 516 interchange component of the SR 167/SR 509 Puget Sound Gateway project (M00600R), the department shall make every effort to utilize the preferred "4B" design.

(f) The department shall explore the development of a multiuse trail for bicyclists, pedestrians, skateboarders, and similar users along the SR 167 right-of-way acquired for the project to connect a network of new and existing trails from Mount Rainier to Point Defiance Park.

(g) If sufficient bonding authority to complete this project is not provided within chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of 2019 (addressing tolling) or chapter . . . (House Bill No. 2132), Laws of 2019 (addressing tolling), or within a bond authorization act referencing chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No. 2132), Laws of 2019, by June 30, 2019, it is the intent of the legislature to return the Puget Sound Gateway project (M00600R) to its previously identified construction schedule by moving \$128,900,000 in connecting Washington account—state appropriation back to the 2027-2029 biennium from the 2023-2025 biennium on the list referenced in subsection (2) of this section. If sufficient bonding authority is provided, it is the intent of the legislature to advance the project to allow for earlier completion and inflationary savings.

(16) It is the intent of the legislature that, for the I-5/North Lewis County Interchange project (L2000204), the department develop and design the project with the objective of significantly improving access to the industrially zoned properties in north Lewis county. The design must consider the county's process of investigating alternatives to improve such access from Interstate 5 that began in March 2015.

(17) The department shall support Pierce county's New Rhodes Lake Road project including state route 162 and 128th Street East intersection improvements following the preferred and recommended alternative of Pierce county's SEIS issued May 3, 2018. The department shall fully support, review, and approve improvements and right-of-way plans in a timely manner.

(18) \$950,000 of the transportation partnership account—state appropriation is provided solely for the U.S. 2 Trestle IJR project (L1000158).

(19) The department shall itemize all future requests for the construction of buildings on a project list and submit them through the transportation executive information system as part of the department's annual budget submittal. It is the intent of the legislature that new facility construction must be transparent and not appropriated within larger highway construction projects.

(20) Any advisory group that the department convenes during the 2019-2021 fiscal biennium must consider the interests of the entire state of Washington.

(21) The legislature finds that there are sixteen companies involved in wood preserving in the state that employ four hundred workers and have an annual payroll of fifteen million dollars. Before the department's switch to steel guardrails, ninety percent of the twenty-five hundred mile guardrail system was constructed of preserved wood and one hundred ten thousand wood guardrail posts were produced annually for state use. Moreover, the policy of using steel posts requires the state to use imported steel. Given these findings, where practicable, and until June 30, 2021, the department shall include the design option to use wood guardrail posts, in addition to steel posts, in new guardrail installations. The selection of posts must be consistent with the agency design manual policy that existed before December 2009.

(22)(a) For projects funded as part of the 2015 connecting Washington transportation package listed on the LEAP transportation document identified in subsection (1) of this section, if the department expects to have substantial reappropriations for the 2021-2023 fiscal biennium, the department may, on a pilot basis, apply funding from a project in this section with an appropriation that cannot be used for the current fiscal biennium to advance one or more of the following projects:

(i) I-82 Yakima - Union Gap Economic Development Improvements (T21100R);

(ii) I-5 Federal Way - Triangle Vicinity Improvements (T20400R); or

(iii) SR 522/Paradise Lk Rd Interchange & Widening on SR 522 (Design/Engineering) (NPARADI).

(b) At least ten business days before advancing a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2021-2023 fiscal biennium.

(c) For connecting Washington projects that have already begun and are eligible for the authority granted in section 601 of this act, the department shall prioritize advancing the following projects if expected reappropriations become available:

(i) SR 14/I-205 to SE 164th Ave - Auxiliary Lanes (L2000102);

(ii) SR 305 Construction - Safety Improvements (N30500R);

(iii) SR 14/Bingen Underpass (L2220062);

(iv) I-405/NE 132nd Interchange - Totem Lake (L1000110);

(v) US Hwy 2 Safety (N00200R);

(vi) US-12/Walla Walla Corridor Improvements (T20900R);

(vii) I-5 JBLM Corridor Improvements (M00100R);

(viii) I-5/Slater Road Interchange - Improvements (L1000099);

(ix) SR 510/Yelm Loop Phase 2 (T32700R); or

(x) SR 520/124th St Interchange (Design and Right of Way) (L1000098).

(d) To the extent practicable, the department shall use the flexibility and authority granted in this section and in section 601 of this act to minimize the amount of reappropriations needed each biennium.

(23) The legislature continues to prioritize the replacement of the state's aging infrastructure and recognizes the importance of reusing and recycling construction aggregate and recycled concrete materials in our transportation system. To accomplish Washington state's sustainability goals in transportation and in accordance with RCW 70.95.805, the legislature reaffirms its determination that recycled concrete aggregate and other transportation building materials are natural resource construction materials that are too valuable to be wasted and landfilled, and are a commodity as defined in WAC 173-350-100.

Further, the legislature determines construction aggregate and recycled concrete materials substantially meet widely recognized international, national, and local standards and specifications referenced in American society for testing and materials, American concrete institute, Washington state department of transportation, Seattle department of transportation, American public works association, federal aviation administration, and federal highway administration specifications, and are described as necessary and desirable products for recycling and reuse by state and federal agencies.

As these recyclable materials have well established markets, are substantially a primary or secondary product of necessary construction processes and production, and are managed as an item of commercial value, construction aggregate and recycled concrete materials are exempt from chapter 173-350 WAC.

(24)(a) \$17,500,000 of the motor vehicle account—state appropriation is provided solely for staffing of a project office to replace the Interstate 5 bridge across the Columbia river (G2000088). If at least a \$9,000,000 transfer is not authorized in section 406(29) of this act, then \$9,000,000 of the motor vehicle account—state appropriation lapses.

(b) Of the amount provided in this subsection, \$7,780,000 of the motor vehicle account—state appropriation must be placed in unallotted status by the office of financial management until the department develops a detailed plan for the work of this project office in consultation with the chairs and ranking members of the transportation committees of the legislature. The director of the office of financial management shall consult with the chairs and ranking members of the transportation committees of the legislature prior to making a decision to allot these funds.

(c) The work of this project office includes, but is not limited to, the reevaluation of the purpose and need identified for the project previously known as the Columbia river crossing, the reevaluation of permits and development of a finance plan, the reengagement of key stakeholders and the public, and the reevaluation of scope, schedule, and budget for a reinvigorated bistate effort for replacement of the Interstate 5 Columbia river bridge. When reevaluating the finance plan for the project, the department shall assume that some costs of the new facility may be covered by tolls. The project office must also study the possible different governance structures for a bridge authority that would provide for the joint administration of the bridges over the Columbia river between Oregon and Washington. As part of this study, the project office must examine the feasibility and necessity of an interstate compact in conjunction with the national center for interstate compacts.

(d) Within the amount provided in this subsection, the department must implement chapter . . . (Engrossed Substitute House Bill No. 1994), Laws of 2019 (projects of statewide significance).

(e) The department shall have as a goal to:

(i) Reengage project stakeholders and reevaluate the purpose and need and environmental permits by July 1, 2020;

(ii) Develop a finance plan by December 1, 2020; and

(iii) Have made significant progress toward beginning the supplemental environmental impact statement process by June 30, 2021. The department shall aim to provide a progress report on these activities to the governor and the transportation committees of the legislature by December 1, 2019, and a final report to the governor and the transportation committees of the legislature by December 1, 2020.

(25) \$17,500,000 of the motor vehicle account—state appropriation is provided solely to begin the pre-design phase on the I-5/Columbia River Bridge project (G2000088); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(26)(a) \$36,500,000 of the connecting Washington account—state appropriation, \$44,961,000 of the motor vehicle account—federal appropriation, and \$18,539,000 of the transportation partnership account—state appropriation are provided solely for the Fish Passage Barrier project (OB14001) with the intent of fully complying with the court injunction by 2030.

(b) Of the amounts provided in this subsection, \$320,000 of the connecting Washington account—state appropriation is provided solely to remove the fish passage barrier on state route number 6 that interfaces with Boistfort Valley water utilities near milepost 46.6.

(c) The department shall coordinate with the Brian Abbott fish passage barrier removal board to use a watershed approach to maximize habitat gain by replacing both state and local culverts. The department shall deliver high habitat value fish passage barrier corrections that it has identified, guided by the following factors: Opportunity to bundle projects, ability to leverage investments by others, presence of other barriers, project readiness, other transportation projects in the area, and transportation impacts.

(d) The department must keep track of, for each barrier removed: (i) The location; (ii) the amount of fish habitat gain; and (iii) the amount spent to comply with the injunction.

(27) \$14,750,000 of the connecting Washington account—state appropriation and \$6,000,000 of the motor vehicle account—private/local appropriation are provided solely for the I-90/Barker to Harvard – Improve Interchanges & Local Roads project (L2000122). The connecting Washington account appropriation for the improvements that fall within the city of Liberty Lake may only be expended if the city of Liberty Lake agrees to cover any project costs above the \$20,900,000 of state appropriation provided for the total project in LEAP Transportation Document 2019-1 as developed April 27, 2019, Program – Highway Improvements (I).

(28)(a) \$7,060,000 of the motor vehicle account—federal appropriation, \$72,000 of the motor vehicle account—state appropriation, \$3,580,000 of the transportation partnership account—state appropriation, and \$7,000,000 of the high occupancy toll lanes operations account—state appropriation are provided solely for the SR 167/SR 410 to SR 18 - Congestion Management project (316706C).

(b) If sufficient bonding authority to complete this project is not provided within chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of 2019 (addressing tolling) or chapter . . . (House Bill No. 2132), Laws of 2019 (addressing tolling), or within a bond authorization act referencing chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No. 2132), Laws of 2019, by June 30, 2019, it is the intent of the legislature to remove the \$100,000,000 in toll funding from this project on the list referenced in subsection (2) of this section.

(29) For the I-405/North 8th Street Direct Access Ramp in Renton project (L1000280), if sufficient bonding authority to begin this project is not provided within chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of 2019 (addressing tolling) or chapter . . . (House Bill No. 2132), Laws of 2019 (addressing tolling), or within a bond authorization act referencing chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No. 2132), Laws of 2019, by June 30, 2019, it is the intent of the legislature to remove the project from the list referenced in subsection (2) of this section.

(30) \$7,900,000 of the Special Category C account—state appropriation and \$1,000,000 of the motor vehicle account—private/local appropriation are provided solely for the SR 18 Widening - Issaquah/Hobart Rd to

Raging River project (L1000199) for improving and widening state route number 18 to four lanes from Issaquah-Hobart Road to Raging River.

(31) \$2,250,000 of the motor vehicle account—state appropriation is provided solely for the I-5 Corridor from Mounts Road to Tumwater project (L1000231) for completing a National and State Environmental Policy Act (NEPA/SEPA) analysis to identify mid- and long-term environmental impacts associated with future improvements along the I-5 corridor from Tumwater to DuPont.

(32) \$1,290,000 of the motor vehicle account—state appropriation is provided solely for the US 101/East Sequim Corridor Improvements project (L2000343); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(33) \$12,800,000 of the motor vehicle account—state appropriation is provided solely for the SR 522/Paradise Lk Rd Interchange & Widening on SR 522 (Design/Engineering) project (NPARADI); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(34) \$1,000,000 of the motor vehicle account—state appropriation is provided solely for the US 101/Morse Creek Safety Barrier project (L1000247); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(35) \$1,000,000 of the motor vehicle account—state appropriation is provided solely for the SR 162/410 Interchange Design and Right of Way project (L1000276); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(36) \$1,000,000 of the motor vehicle account—state appropriation is provided solely for the I-5/Rush Road Interchange Improvements project (L1000223); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model

toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

NEW SECTION. Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION—PRESERVATION—PROGRAM P

Recreational Vehicle Account—State Appropriation	.....\$1,744,000
Transportation Partnership Account—State	
Appropriation	.....\$23,706,000
Motor Vehicle Account—State Appropriation	..\$74,885,000
Motor Vehicle Account—Federal Appropriation	.....\$454,758,000
Motor Vehicle Account—Private/Local Appropriation	.....\$5,159,000
State Route Number 520 Corridor Account—State	
Appropriation	.....\$544,000
Connecting Washington Account—State Appropriation	.....\$189,771,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation	.....\$7,906,000
Alaskan Way Viaduct Replacement Project Account—State	
Appropriation	.....\$10,000
Transportation 2003 Account (Nickel Account)—State	
Appropriation	.....\$9,617,000
TOTAL APPROPRIATION	.....\$768,100,000

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

(1) Except as provided otherwise in this section, the entire connecting Washington account—state appropriation and the entire transportation partnership account—state appropriation are provided solely for the projects and activities as listed by fund, project, and amount in LEAP Transportation Document 2019-1 as developed April 27, 2019, Program - Highway Preservation Program (P). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section 601 of this act.

(2) Except as provided otherwise in this section, the entire motor vehicle account—state appropriation and motor vehicle account—federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program - Highway Preservation Program (P). Any federal funds gained through efficiencies, adjustments to the federal funds forecast, additional congressional action not related to a specific project or purpose, or the federal funds redistribution process must then be applied to highway and bridge preservation activities or fish passage barrier corrections (0B14001).

(3) Within the motor vehicle account—state appropriation and motor vehicle account—federal appropriation, the department may transfer funds between programs I and P, except for funds that are otherwise restricted in this act. Ten days prior to any transfer, the department must submit its request to the office of financial management and the transportation committees of the legislature and consider any concerns raised. The department shall submit a report on fiscal year funds transferred in the prior fiscal year using this subsection as part of the department's annual budget submittal.

(4) \$25,036,000 of the connecting Washington account—state appropriation is provided solely for the land mobile radio upgrade (G2000055) and is subject to the conditions, limitations, and review provided in section 701 of this act. The land mobile radio project is subject to technical oversight by the office of the chief information officer. The department, in collaboration with the office of the chief information officer, shall identify where existing or proposed mobile radio technology investments should be consolidated, identify when existing or proposed mobile radio technology investments can be reused or leveraged to meet multiagency needs, increase mobile radio interoperability between agencies, and identify how redundant investments can be reduced over time. The department shall also provide quarterly reports to the technology services board on project progress.

(5) \$2,500,000 of the motor vehicle account—state appropriation is provided solely for extraordinary costs incurred from litigation awards, settlements, or dispute mitigation activities not eligible for funding from the self-insurance fund. The amount provided in this subsection must be held in unallotted status until the department submits a request to the office of financial management that includes documentation detailing litigation-related expenses. The office of financial management may release the funds only when it determines that all other funds designated for litigation awards, settlements, and dispute mitigation activities have been exhausted. No funds provided in this subsection may be expended on any legal fees related to the SR 99/Alaskan Way viaduct replacement project (809936Z).

(6) The appropriation in this section includes funding for starting planning, engineering, and construction of the Elwha River bridge replacement. To the greatest extent practicable, the department shall maintain public access on the existing route.

(7) \$22,729,000 of the motor vehicle account—federal appropriation and \$553,000 of the motor vehicle account—state appropriation are provided solely for the preservation of structurally deficient bridges or bridges that are at risk of becoming structurally deficient (L1000068). These funds must be used widely around the state of Washington. When practicable, the department shall pursue design-build contracts for these bridge projects to expedite delivery. The department shall provide a report that identifies the progress of each project funded in this subsection as part of its annual agency budget request.

(8) The department must consult with the Washington state patrol and the office of financial

management during the design phase of any improvement or preservation project that could impact Washington state patrol weigh station operations. During the design phase of any such project, the department must estimate the cost of designing around the affected weigh station's current operations, as well as the cost of moving the affected weigh station.

(9) During the course of any planned resurfacing or other preservation activity on state route number 26 between Colfax and Othello in the 2019-2021 fiscal biennium, the department must add dug-in reflectors.

(10)(a) For projects funded as part of the 2015 connecting Washington transportation package listed on the LEAP transportation document identified in subsection (1) of this section, if the department expects to have substantial reappropriations for the 2021-2023 fiscal biennium, the department may, on a pilot basis, apply funding from a project in this section with an appropriation that cannot be used for the current fiscal biennium to advance the SR 4/Abernathy Creek Br - Replace Bridge project (400411A).

(b) At least ten business days before advancing the project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of the project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2021-2023 fiscal biennium.

(c) To the extent practicable, the department shall use the flexibility and authority granted in this section and in section 601 of this act to minimize the amount of reappropriations needed each biennium.

(11) Within the connecting Washington account—state appropriation, the department may transfer funds from Highway System Preservation (L1100071) to other preservation projects listed in the LEAP transportation document identified in subsection (1) of this section, if it is determined necessary for completion of these high priority preservation projects. The department's next budget submittal after using this subsection must appropriately reflect the transfer.

NEW SECTION. Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—CAPITAL

Motor Vehicle Account—State Appropriation ...	\$7,311,000
Motor Vehicle Account—Federal Appropriation	\$5,331,000
Motor Vehicle Account—Private/Local Appropriation	\$500,000
TOTAL APPROPRIATION	\$13,142,000

The appropriations in this section are subject to the following conditions and limitations: \$700,000 of the motor vehicle account—state appropriation is provided solely for the SR 99 Aurora Bridge ITS project (L2000338); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance,

to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

NEW SECTION. Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION—WASHINGTON STATE FERRIES CONSTRUCTION—PROGRAM W

Puget Sound Capital Construction Account—State	
Appropriation	\$111,076,000
Puget Sound Capital Construction Account—Federal	
Appropriation	\$141,750,000
Puget Sound Capital Construction Account—Private/Local	
Appropriation	\$350,000
Transportation Partnership Account—State	
Appropriation	\$4,936,000
Connecting Washington Account—State Appropriation	
Appropriation	\$92,766,000
Capital Vessel Replacement Account—State	
Appropriation	\$99,000,000
TOTAL	APPROPRIATION
.....	\$449,878,000

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed in LEAP Transportation Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program - Washington State Ferries Capital Program (W).

(2) \$1,461,000 of the Puget Sound capital construction account—state appropriation, \$59,650,000 of the connecting Washington account—state appropriation, are provided solely for the Mukilteo ferry terminal (952515P). To the extent practicable, the department shall avoid the closure of, or disruption to, any existing public access walkways in the vicinity of the terminal project during construction.

(3) \$73,089,000 of the Puget Sound capital construction account—federal appropriation, \$33,089,000 of the connecting Washington account—state appropriation, and \$8,778,000 of the Puget Sound capital construction account—state appropriation are provided solely for the Seattle Terminal Replacement project (900010L).

(4) \$5,000,000 of the Puget Sound capital construction account—state appropriation is provided solely for emergency capital repair costs (999910K). Funds may only be spent after approval by the office of financial management.

(5) \$2,300,000 of the Puget Sound capital construction account—state appropriation is provided solely for the ORCA acceptance project (L2000300). The ferry system shall work with Washington technology solutions and the tolling division on the development of a new, interoperable ticketing system.

(6) \$495,000 of the Puget Sound capital construction account—state appropriation is provided solely for an electric ferry planning team (G2000087) to develop ten-year and twenty-year implementation plans to efficiently deploy hybrid-electric vessels, including a cost-benefit analysis of construction and operation of hybrid-electric vessels with and without charging infrastructure. The plan includes, but is not limited to, vessel technology and feasibility, vessel and terminal deployment schedules, project financing, and workforce requirements. The plan shall be submitted to the office of financial management and the transportation committees of the legislature by June 30, 2020.

(7) \$35,000,000 of the Puget Sound capital construction account—state appropriation and \$6,500,000 of the Puget Sound capital construction account—federal appropriation are provided solely for the conversion of up to two Jumbo Mark II vessels to electric hybrid propulsion (G2000084). The department shall seek additional funds for the purposes of this subsection. The department may spend from the Puget Sound capital construction account—state appropriation in this section only as much as the department receives in Volkswagen settlement funds for the purposes of this subsection.

(8) \$400,000 of the Puget Sound capital construction account—state appropriation is provided solely for a request for proposals for a new maintenance management system (project L2000301) and is subject to the conditions, limitations, and review provided in section 701 of this act.

(9) \$99,000,000 of the capital vessel replacement account—state appropriation is provided solely for the acquisition of a 144-car hybrid-electric vessel. The vendor must present to the joint transportation committee and the office of financial management, by September 15, 2019, a list of options that will result in significant cost savings changes in terms of construction or the long-term maintenance and operations of the vessel. The vendor must allow for exercising the options without a penalty. It is the intent of the legislature to provide an additional \$88,000,000 in funding in the 2021-23 biennium. Unless (a) chapter . . . (Engrossed Substitute House Bill No. 2161), Laws of 2019 (capital surcharge) or chapter . . . (Substitute Senate Bill No. 5992), Laws of 2019 (capital surcharge) is enacted by June 30, 2019, and (b) chapter . . . (Engrossed House Bill No. 1789), Laws of 2019 (service fees) or chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019 (service fees) is enacted by June 30, 2019, the amount provided in this subsection lapses.

(10) The capital vessel replacement account—state appropriation includes up to \$99,000,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.

NEW SECTION. Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—CAPITAL

Motor Vehicle Account—State Appropriation ...	\$1,750,000
Essential Rail Assistance Account—State Appropriation	\$500,000
Transportation Infrastructure Account—State	
Appropriation	\$7,554,000
Multimodal Transportation Account—State	
Appropriation	\$85,441,000
Multimodal Transportation Account—Federal	
Appropriation	\$8,302,000
Multimodal Transportation Account—Local	
Appropriation	\$336,000
TOTAL	APPROPRIATION
.....	\$103,883,000

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program - Rail Program (Y).

(2) \$7,136,000 of the transportation infrastructure account—state appropriation is provided solely for new low-interest loans approved by the department through the freight rail investment bank (FRIB) program. The department shall issue FRIB program loans with a repayment period of no more than ten years, and charge only so much interest as is necessary to recoup the department's costs to administer the loans. The department shall report annually to the transportation committees of the legislature and the office of financial management on all FRIB loans issued.

(3) \$8,112,000 of the multimodal transportation account—state appropriation, \$51,000 of the transportation infrastructure account—state appropriation, and \$135,000 of the essential rail assistance account—state appropriation are provided solely for new statewide emergent freight rail assistance projects identified in the LEAP transportation document referenced in subsection (1) of this section.

(4) \$367,000 of the transportation infrastructure account—state appropriation and \$1,100,000 of the multimodal transportation account—state appropriation are provided solely to reimburse Highline Grain, LLC for approved work completed on Palouse River and Coulee City (PCC) railroad track in Spokane county between the BNSF Railway Interchange at Cheney and Geiger Junction and must be administered in a manner consistent with freight rail assistance program projects. The value of the public benefit of this project is expected to meet or exceed the cost of this project in: Shipper savings on transportation costs; jobs saved in rail-dependent industries; and/or reduced future costs to repair wear and tear on state and local highways due to fewer annual truck trips (reduced vehicle miles traveled). The amounts provided in this subsection are not a commitment for future legislatures, but it is the legislature's

intent that future legislatures will work to approve biennial appropriations until the full \$7,337,000 cost of this project is reimbursed.

(5)(a) \$365,000 of the essential rail assistance account—state appropriation is provided solely for the purpose of the rehabilitation and maintenance of the Palouse river and Coulee City railroad line (F01111B).

(b) Expenditures from the essential rail assistance account—state in this subsection may not exceed the combined total of:

(i) Revenues and transfers deposited into the essential rail assistance account from leases and sale of property relating to the Palouse river and Coulee City railroad;

(ii) Revenues from trackage rights agreement fees paid by shippers; and

(iii) Revenues and transfers transferred from the miscellaneous program account to the essential rail assistance account, pursuant to RCW 47.76.360, for the purpose of sustaining the grain train program by maintaining the Palouse river and Coulee City railroad.

(6) The department shall issue a call for projects for the freight rail assistance program, and shall evaluate the applications in a manner consistent with past practices as specified in section 309, chapter 367, Laws of 2011. By November 15, 2020, the department shall submit a prioritized list of recommended projects to the office of financial management and the transportation committees of the legislature.

(7) \$10,000,000 of the multimodal transportation account—state appropriation is provided solely as expenditure authority for any insurance proceeds received by the state for Passenger Rail Equipment Replacement (project 700010C.) The department must use this expenditure authority only to purchase new train sets that have been competitively procured.

(8) \$600,000 of the multimodal transportation account—federal appropriation and \$6,000 of the multimodal transportation account—state appropriation are provided solely for the Ridgefield Rail Overpass (project 725910A). Total costs for this project may not exceed \$909,000 across fiscal biennia.

(9)(a) For projects funded as part of the 2015 connecting Washington transportation package listed on the LEAP transportation document identified in subsection (1) of this section, if the department expects to have substantial reappropriations for the 2021-2023 fiscal biennium, the department may, on a pilot basis, apply funding from a project in this section with an appropriation that cannot be used for the current fiscal biennium to advance the South Kelso Railroad Crossing project (L1000147).

(b) At least ten business days before advancing the project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of the project may not hinder the delivery of

the projects for which the reappropriations are necessary for the 2021-2023 fiscal biennium.

(c) To the extent practicable, the department shall use the flexibility and authority granted in this section to minimize the amount of reappropriations needed each biennium.

(10) The multimodal transportation account—state appropriation includes up to \$19,592,000 in proceeds from the sale of bonds authorized in RCW 47.10.867.

(11) The department must report to the joint transportation committee on the progress made on freight rail investment bank projects and freight rail assistance projects funded during this biennium by January 1, 2020.

(12) \$1,500,000 of the multimodal transportation account—state appropriation is provided solely for the Chelatchie Prairie railroad roadbed rehabilitation project (L1000233).

(13) \$250,000 of the multimodal transportation account—state appropriation is provided solely for the Port of Moses Lake Northern Columbia Basin railroad feasibility study (L1000235).

(14) \$500,000 of the multimodal transportation account—state appropriation is provided solely for the Spokane airport transload facility project (L1000242).

(15) \$1,000,000 of the motor vehicle account—state appropriation is provided solely for the grade separation at Bell road project (L1000239); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(16) \$750,000 of the motor vehicle account—state appropriation is provided solely for the rail crossing improvements at 6th Ave. and South 19th St. project (L2000289); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

NEW SECTION. Sec. 311. FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—CAPITAL

Highway Infrastructure Account—State Appropriation	\$793,000
Highway Infrastructure Account—Federal Appropriation	\$981,000
Transportation Partnership Account—State Appropriation	\$750,000
Highway Safety Account—State Appropriation ...	\$800,000

Motor Vehicle Account—State Appropriation	\$30,878,000
Motor Vehicle Account—Federal Appropriation	\$33,813,000
Motor Vehicle Account—Private/Local Appropriation	\$21,500,000
Connecting Washington Account—State Appropriation	\$172,454,000
Multimodal Transportation Account—State Appropriation	\$72,269,000
TOTAL APPROPRIATION	\$334,238,000

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program - Local Programs Program (Z).

(2) The amounts identified in the LEAP transportation document referenced under subsection (1) of this section for pedestrian safety/safe routes to school are as follows:

(a) \$18,380,000 of the multimodal transportation account—state appropriation is provided solely for newly selected pedestrian and bicycle safety program projects. \$5,940,000 of the multimodal transportation account—state appropriation and \$750,000 of the transportation partnership account—state appropriation are reappropriated for pedestrian and bicycle safety program projects selected in the previous biennia (L2000188).

(b) \$11,400,000 of the motor vehicle account—federal appropriation and \$7,750,000 of the multimodal transportation account—state appropriation are provided solely for newly selected safe routes to school projects. \$6,690,000 of the motor vehicle account—federal appropriation, \$2,320,000 of the multimodal transportation account—state appropriation, and \$800,000 of the highway safety account—state appropriation are reappropriated for safe routes to school projects selected in the previous biennia (L2000189). The department may consider the special situations facing high-need areas, as defined by schools or project areas in which the percentage of the children eligible to receive free and reduced-price meals under the national school lunch program is equal to, or greater than, the state average as determined by the department, when evaluating project proposals against established funding criteria while ensuring continued compliance with federal eligibility requirements.

(3) The department shall submit a report to the transportation committees of the legislature by December 1, 2019, and December 1, 2020, on the status of projects funded as part of the pedestrian safety/safe routes to school grant program. The report must include, but is not limited to, a list

of projects selected and a brief description of each project's status.

(4) \$28,319,000 of the multimodal transportation account—state appropriation is provided solely for bicycle and pedestrian projects listed in the LEAP transportation document referenced in subsection (1) of this section.

(5) \$19,160,000 of the connecting Washington account—state appropriation is provided solely for the Covington Connector (L2000104). The amounts described in the LEAP transportation document referenced in subsection (1) of this section are not a commitment by future legislatures, but it is the legislature's intent that future legislatures will work to approve appropriations in the 2019-2021 fiscal biennium to reimburse the city of Covington for approved work completed on the project up to the full \$24,000,000 cost of this project.

(6)(a) For projects funded as part of the 2015 connecting Washington transportation package listed on the LEAP transportation document identified in subsection (1) of this section, if the department expects to have substantial reappropriations for the 2021-2023 fiscal biennium, the department may, on a pilot basis, apply funding from a project in this section with an appropriation that cannot be used for the current fiscal biennium to advance one or more of the following projects:

(i) East-West Corridor Overpass and Bridge (L2000067);

(ii) 41st Street Rucker Avenue Freight Corridor Phase 2 (L2000134);

(iii) Mottman Rd Pedestrian & Street Improvements (L1000089);

(iv) I-5/Port of Tacoma Road Interchange (L1000087);

(v) Complete SR 522 Improvements-Kenmore (T10600R);

(vi) SR 99 Revitalization in Edmonds (NEDMOND); or

(vii) SR 523 145th Street (L1000148);

(b) At least ten business days before advancing a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2021-2023 fiscal biennium.

(c) To the extent practicable, the department shall use the flexibility and authority granted in this section to minimize the amount of reappropriations needed each biennium.

(7) It is the expectation of the legislature that the department will be administering a local railroad crossing safety grant program for \$7,000,000 in federal funds during the 2019-2021 fiscal biennium.

(8)(a) \$15,213,000 of the motor vehicle account—federal appropriation is provided solely for national highway freight network projects identified on the project list submitted in accordance with section 218(4)(b), chapter 14, Laws of 2016 on October 31, 2016.

(b) In advance of the expiration of the fixing America's surface transportation (FAST) act in 2020, the department must work with the Washington state freight advisory committee to agree on a framework for allocation of any new national highway freight funding that may be approved in a new federal surface transportation reauthorization act. The department and representatives of the advisory committee must report to the joint transportation committee by October 1, 2020, on the status of planning for allocating new funds for this program.

(9) \$1,000,000 of the motor vehicle account—state appropriation is provided solely for the Beech Street Extension project (L1000222); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(10) \$3,900,000 of the motor vehicle account—state appropriation is provided solely for the Dupont-Steilacoom road improvements project (L1000224); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(11) \$650,000 of the motor vehicle account—state appropriation is provided solely for the SR 104/40th place northeast roundabout project (L1000244); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(12) \$860,000 of the multimodal transportation account—state appropriation is provided solely for the Clinton to Ken's corner trail project (L1000249).

(13) \$210,000 of the motor vehicle account—state appropriation is provided solely for the I-405/44th gateway signage and green-scaping improvements project (L1000250); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(14) \$750,000 of the multimodal transportation account—state appropriation is provided solely for the Edmonds waterfront connector project (L1000252).

(15) \$650,000 of the motor vehicle account—state appropriation is provided solely for the Wallace Kneeland and Shelton springs road intersection improvements project (L1000260); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(16) \$1,000,000 of the motor vehicle account—state appropriation and \$500,000 of the multimodal transportation account—state appropriation are provided solely for the complete 224th Phase two project (L1000270); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount in this subsection provided from the motor vehicle account—state appropriation lapses.

(17) \$60,000 of the multimodal transportation account—state appropriation is provided solely for the installation of an updated meteorological station at the Colville airport (L1000279).

(18)(a) \$700,000 of the motor vehicle account—state appropriation is provided solely for the Ballard-Interbay Regional Transportation system plan project (L1000281); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(b) Funding in this subsection is provided solely for the city of Seattle to develop a plan and report for the Ballard-Interbay Regional Transportation System project to improve mobility for people and freight. The plan must be developed in coordination and partnership with entities including but not limited to the city of Seattle, King county, the Port of Seattle, Sound Transit, the Washington state military department for the Seattle armory, and the Washington state department of transportation. The plan must examine replacement of the Ballard bridge and the Magnolia bridge, which was damaged in the 2001 Nisqually earthquake. The city must provide a report on the plan that includes recommendations to the Seattle city council, King county council, and the transportation committees of the legislature by November 1, 2020. The report must include recommendations on how to maintain the current and future capacities of the Magnolia and Ballard bridges, an overview and analysis of all plans between 2010 and 2020 that examine how to replace the Magnolia bridge, and

recommendations on a timeline for constructing new Magnolia and Ballard bridges.

(19) \$750,000 of the motor vehicle account—state appropriation is provided solely for the Mickelson Parkway project (L1000282); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(20) \$300,000 of the motor vehicle account—state appropriation is provided solely for the South 314th Street Improvements project (L1000283); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(21) \$250,000 of the motor vehicle account—state appropriation is provided solely for the Ridgefield South I-5 Access Planning project (L1000284); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(22) \$300,000 of the motor vehicle account—state appropriation is provided solely for the Washougal 32nd Street Underpass Design and Permitting project (L1000285); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(23) \$150,000 of the motor vehicle account—state appropriation and \$50,000 of the multimodal transportation account—state appropriation are provided solely for the Bingen Walnut Creek and Maple Railroad Crossing (L2000328); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount in this subsection provided from the motor vehicle account—state appropriation lapses.

(24) \$1,500,000 of the motor vehicle account—state appropriation is provided solely for the SR 303 Warren Avenue Bridge Pedestrian Improvements project (L2000339); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for

stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(25) \$1,000,000 of the motor vehicle account—state appropriation is provided solely for the 72nd/Washington Improvements in Yakima project (L2000341); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

(26) \$650,000 of the motor vehicle account—state appropriation is provided solely for the 48th/Washington Improvements in Yakima project (L2000342); however, if at least \$50,000,000 is not made available, by means of transfer, deposit, appropriation, or other similar conveyance, to the motor vehicle account for stormwater-related activities through the enactment of chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control program reform) by June 30, 2019, the amount provided in this subsection lapses.

NEW SECTION. Sec. 312. ANNUAL REPORTING REQUIREMENTS FOR CAPITAL PROGRAM

(1) As part of its annual budget submittal, the department of transportation shall provide an update to the report provided to the legislature in the prior fiscal year that:

(a) Compares the original project cost estimates approved in the 2003, 2005, and 2015 revenue package project lists to the completed cost of the project, or the most recent legislatively approved budget and total project costs for projects not yet completed; (b) identifies highway projects that may be reduced in scope and still achieve a functional benefit; (c) identifies highway projects that have experienced scope increases and that can be reduced in scope; (d) identifies highway projects that have lost significant local or regional contributions that were essential to completing the project; and (e) identifies contingency amounts allocated to projects.

(2) As part of its annual budget submittal, the department of transportation shall provide: (a) An annual report on the number of toll credits the department has accumulated and how the department has used the toll credits, and (b) a status report on the projects funded using federal national highway freight program funds.

NEW SECTION. Sec. 313. QUARTERLY REPORTING REQUIREMENTS FOR CAPITAL PROGRAM

On a quarterly basis, the department of transportation shall provide to the office of financial management and the legislative transportation committees the following reports for all capital programs:

(1) For active projects, the report must include:

(a) A TEIS version containing actual capital expenditures for all projects consistent with the structure of the most recently enacted budget;

(b) Anticipated cost savings, cost increases, reappropriations, and schedule adjustments for all projects consistent with the structure of the most recently enacted budget;

(c) The award amount, the engineer's estimate, and the number of bidders for all active projects consistent with the structure of the most recently enacted budget;

(d) Projected costs and schedule for individual projects that are funded at a programmatic level for projects relating to bridge rail, guard rail, fish passage barrier removal, roadside safety projects, and seismic bridges. Projects within this programmatic level funding must be completed on a priority basis and scoped to be completed within the current programmatic budget;

(e) Highway projects that may be reduced in scope and still achieve a functional benefit;

(f) Highway projects that have experienced scope increases and that can be reduced in scope;

(g) Highway projects that have lost significant local or regional contributions that were essential to completing the project; and

(h) Contingency amounts for all projects consistent with the structure of the most recently enacted budget.

(2) For completed projects, the report must:

(a) Compare the costs and operationally complete date for projects with budgets of twenty million dollars or more that are funded with preexisting funds to the original project cost estimates and schedule; and

(b) Provide a list of nickel and TPA projects charging to the nickel/TPA environmental mitigation reserve (OBI4ENV) and the amount each project is charging.

(3) For prospective projects, the report must:

(a) Identify the estimated advertisement date for all projects consistent with the structure of the most recently enacted transportation budget that are going to advertisement during the current fiscal biennium;

(b) Identify the anticipated operationally complete date for all projects consistent with the structure of the most recently enacted transportation budget that are going to advertisement during the current fiscal biennium; and

(c) Identify the estimated cost of completion for all projects consistent with the structure of the most recently enacted transportation budget that are going to advertisement during the current fiscal biennium.

NEW SECTION. Sec. 314. FEDERAL FUNDS RECEIVED FOR CAPITAL PROJECT EXPENDITURES

To the greatest extent practicable, the department of transportation shall expend federal funds received for capital project expenditures before state funds.

TRANSFERS AND DISTRIBUTIONS

NEW SECTION. Sec. 401. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND REVENUE

Special Category C Account—State Appropriation	\$376,000
Multimodal Transportation Account—State Appropriation	\$125,000
Transportation Partnership Account—State Appropriation	\$1,636,000
Connecting Washington Account—State Appropriation	\$7,599,000
Highway Bond Retirement Account—State Appropriation	\$1,327,766,000
Ferry Bond Retirement Account—State Appropriation	\$25,077,000
Transportation Improvement Board Bond Retirement Account—State Appropriation.....	\$12,684,000
Nondebt-Limit Reimbursable Bond Retirement Account—State Appropriation.....	\$29,594,000
Toll Facility Bond Retirement Account—State Appropriation	\$86,493,000
TOTAL APPROPRIATION	\$1,491,340,000

NEW SECTION. Sec. 402. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL AGENT CHARGES

Multimodal Transportation Account—State Appropriation	\$25,000
Transportation Partnership Account—State Appropriation.....	\$327,000
Connecting Washington Account—State Appropriation	\$1,520,000
Special Category C Account—State Appropriation.....	\$75,000
TOTAL APPROPRIATION.....	\$1,947,000

NEW SECTION. Sec. 403. FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

Motor Vehicle Account—State Appropriation:

For motor vehicle fuel tax distributions to cities and counties.....\$518,198,000

NEW SECTION. Sec. 404. FOR THE STATE TREASURER—TRANSFERS

Motor Vehicle Account—State Appropriation:

For motor vehicle fuel tax refunds and statutory transfers\$2,188,945,000

NEW SECTION. Sec. 405. FOR THE DEPARTMENT OF LICENSING—TRANSFERS

Motor Vehicle Account—State Appropriation:

For motor vehicle fuel tax refunds and transfers\$220,426,000

NEW SECTION. Sec. 406. FOR THE STATE TREASURER—ADMINISTRATIVE TRANSFERS

(1) Highway Safety Account—State Appropriation: For transfer to the Multimodal Transportation Account—State\$10,000,000

(2) Transportation Partnership Account—State Appropriation: For transfer to the Motor Vehicle Account—State\$50,000,000

(3) Motor Vehicle Account—State Appropriation: For transfer to the State Patrol Highway Account—State\$7,000,000

(4) Motor Vehicle Account—State Appropriation: For transfer to the Freight Mobility Investment Account—State\$8,511,000

(5) Motor Vehicle Account—State Appropriation: For transfer to the Rural Arterial Trust Account—State\$4,844,000

(6) Motor Vehicle Account—State Appropriation: For transfer to the Transportation Improvement Account—State\$9,688,000

(7) Highway Safety Account—State Appropriation: For transfer to the State Patrol Highway Account—State\$44,000,000

(8) Rural Mobility Grant Program Account—State Appropriation: For transfer to the Multimodal Transportation Account—State\$3,000,000

(9) State Route Number 520 Civil Penalties Account—State Appropriation: For transfer to the State Route Number 520 Corridor

Account—State.....\$1,434,000
 (10) Capital Vessel Replacement Account—State
 Appropriation: For transfer to the Connecting
 Washington Account—State..... \$50,000,000
 (11) Multimodal Transportation Account—State
 Appropriation: For transfer to the Freight
 Mobility Multimodal Account—State \$8,511,000
 (12) Multimodal Transportation Account—State
 Appropriation: For transfer to the Puget Sound
 Capital Construction Account—State..... \$15,000,000
 (13) Multimodal Transportation Account—State
 Appropriation: For transfer to the Puget Sound
 Ferry Operations Account—State..... \$45,000,000
 (14) Multimodal Transportation Account—State
 Appropriation: For transfer to the Regional
 Mobility Grant Program Account—State \$27,679,000
 (15) Multimodal Transportation Account—State
 Appropriation: For transfer to the Rural
 Mobility Grant Program Account—State \$15,223,000
 (16) Transportation 2003 Account (Nickel
 Account)—
 State Appropriation: For transfer to the Puget
 Sound Capital Construction Account—State.... \$20,000,000
 (17)(a) Alaskan Way Viaduct Replacement Project
 Account—State Appropriation: For transfer to the
 Motor Vehicle Account—State..... \$9,992,000
 (b) The transfer identified in this subsection is
 provided solely to repay in full the motor vehicle account—
 state appropriation loan from section 1005(21) of this act.
 (18)(a) Transportation Partnership Account—State
 Appropriation: For transfer to the Alaskan Way Viaduct
 Replacement Project Account—State \$77,951,000
 (b) The amount transferred in this subsection
 represents that portion of the up to \$200,000,000 in proceeds
 from the sale of bonds authorized in RCW 47.10.873,
 intended to be sold through the 2021-2023 fiscal biennium,
 used only for construction of the SR 99/Alaskan Way
 Viaduct Replacement project (809936Z), and that must be
 repaid from the Alaskan Way viaduct replacement project
 account consistent with RCW 47.56.864.
 (19) Motor Vehicle Account—State Appropriation:
 For transfer to the County Arterial Preservation
 Account—State..... \$4,844,000

(20)(a) General Fund Account—State
 Appropriation:
 For transfer to the State Patrol Highway
 Account—State\$625,000
 (b) The state treasurer shall transfer the funds only
 after receiving notification from the Washington state patrol
 under section 207(7) of this act.
 (21) Capital Vessel Replacement Account—State
 Appropriation: For transfer to the Transportation
 Partnership Account—State\$3,293,000
 (22)(a) Alaskan Way Viaduct Replacement Project
 Account—State Appropriation: For transfer to the
 Transportation Partnership Account—State\$19,262,000
 (b) The amount transferred in this subsection
 represents repayment of debt service incurred for the
 construction of the SR 99/Alaskan Way Viaduct
 Replacement project (809936Z).
 (23) Tacoma Narrows Toll Bridge Account—State
 Appropriation: For transfer to the Motor
 Vehicle Account—State\$950,000
 (24)(a) Tacoma Narrows Toll Bridge Account—
 State Appropriation:
 For transfer to the Motor Vehicle
 Account—State\$5,000,000
 (b) A transfer in the amount of \$5,000,000 was made
 from the Motor Vehicle Account to the Tacoma Narrows
 Toll Bridge Account in April 2019. It is the intent of the
 legislature that this transfer was to be temporary, for the
 purpose of minimizing the impact of toll increases, and this
 is an equivalent reimbursing transfer to occur in November
 2019.
 (25)(a) Transportation 2003 Account (Nickel
 Account)
 —State Appropriation: For transfer to the Tacoma
 Narrows Toll Bridge Account—State\$12,543,000
 (b) It is the intent of the legislature that this transfer
 is temporary, for the purpose of minimizing the impact of
 toll increases, and an equivalent reimbursing transfer is to
 occur after the debt service and deferred sales tax on the
 Tacoma Narrows bridge construction costs are fully repaid
 in accordance with chapter 195, Laws of 2018.
 (26) Transportation Infrastructure Account—State
 Appropriation: For transfer to the multimodal
 Transportation Account—State\$9,000,000
 (27) Multimodal Transportation Account—State
 Appropriation: For transfer to the Pilotage

Account—State.....\$2,500,000
 (28)(a) Motor Vehicle Account—State
 Appropriation: For transfer to the County Road
 Administration Board Emergency Loan Account—State
\$1,000,000

(b) If chapter . . . (Senate Bill No. 5923), Laws of 2019 is not enacted by June 30, 2019, the amount provided in this subsection lapses.

(29)(a) Advanced Environmental Mitigation
 Revolving Account—State Appropriation: For transfer
 to the Motor Vehicle Account—State.....\$9,000,000

(b) The amount transferred in this subsection is contingent on at least a \$9,000,000 transfer to the advanced environmental mitigation revolving account authorized by June 30, 2019, in the omnibus capital appropriations act.

(30) Motor Vehicle account—State Appropriation:
 For transfer to the Electric Vehicle Charging
 Infrastructure Account—State\$12,255,000

(31) Multimodal Transportation Account—State
 Appropriation: For transfer to the Electric Vehicle
 Charging Infrastructure Account—State.....\$8,000,000

(32) Multimodal Transportation Account—State
 Appropriation: For transfer to the Complete Streets
 Grant Program Account—State\$14,670,000

(33)(a) Transportation Partnership
 Account—State Appropriation: For transfer to the Capital
 Vessel Replacement Account—State.....\$99,000,000

(b)The amount transferred in this subsection represents proceeds from the sale of bonds authorized in RCW 47.10.873.

NEW SECTION. Sec. 407. FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

Multimodal Transportation Account—State
 Appropriation: For distribution to cities and
 counties.....\$26,786,000

Motor Vehicle Account—State Appropriation: For
 distribution to cities and counties.....\$23,438,000

TOTAL APPROPRIATION
\$50,224,000

NEW SECTION. Sec. 408. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT TO BE PAID BY STATUTORILY PRESCRIBED REVENUE

Toll Facility Bond Retirement Account—Federal
 Appropriation\$199,522,000

Toll Facility Bond Retirement Account—State
 Appropriation\$25,372,000

TOTAL APPROPRIATION
\$225,273,000

COMPENSATION

NEW SECTION. Sec. 501. COLLECTIVE BARGAINING AGREEMENTS NOT IMPAIRED

Nothing in this act prohibits the expenditure of any funds by an agency or institution of the state for benefits guaranteed by any collective bargaining agreement in effect on the effective date of this section.

NEW SECTION. Sec. 502. COLLECTIVE BARGAINING AGREEMENTS

Sections 503 through 520 of this act represent the results of the 2019-2021 collective bargaining process required under chapters 41.80, 47.64, and 41.56 RCW. Provisions of the collective bargaining agreements contained in sections 503 through 520 of this act are described in general terms. Only major economic terms are included in the descriptions. These descriptions do not contain the complete contents of the agreements. The collective bargaining agreements contained in sections 503 through 520 of this act may also be funded by expenditures from nonappropriated accounts. If positions are funded with lidded grants or dedicated fund sources with insufficient revenue, additional funding from other sources is not provided.

NEW SECTION. Sec. 503. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—OPEIU

An agreement has been reached between the governor and the office and professional employees international union local eight (OPEIU) pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for a four percent general wage increase effective July 1, 2019, and a four percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, a restructure of the pay schedule and increased vacation leave.

NEW SECTION. Sec. 504. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—FASPAA

An agreement has been reached between the governor and the ferry agents, supervisors, and project administrators association pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for an increase in the drug and alcohol sampling certification

and a new scheduling committee with two employee representatives.

NEW SECTION. Sec. 505. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—SEIU LOCAL 6

An agreement has been reached between the governor and the service employees international union local 6 pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for a nine percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for an increase in the shift premium rate.

NEW SECTION. Sec. 506. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—CARPENTERS

An agreement has been reached between the governor and the Pacific Northwest regional council of carpenters through an interest arbitration award pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for the awarded four percent general wage increase effective July 1, 2019, and a four percent general wage increase effective July 1, 2020.

NEW SECTION. Sec. 507. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—METAL TRADES

An agreement has been reached between the governor and the Puget Sound metal trades council pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for a four percent general wage increase effective July 1, 2019, and a four percent general wage increase effective July 1, 2020.

NEW SECTION. Sec. 508. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—MEBA-UL

An agreement has been reached between the governor and the marine engineers' beneficial association unlicensed engine room employees through an interest arbitration award pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for the awarded three and one-half percent general wage increase effective July 1, 2019, and a three and one-half percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for related watch turnover rate increases tied to salary increases and reimbursement for safety-toed work boots.

NEW SECTION. Sec. 509. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—MEBA-L

An agreement has been reached between the governor and the marine engineers' beneficial association

licensed engineer officers through an interest arbitration award pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for the awarded three and one-half percent general wage increase effective July 1, 2019, and a three and one-half percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for related watch turnover rate increases tied to salary increases and reimbursement for safety-toed work boots.

NEW SECTION. Sec. 510. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—MEBA—PORT ENGINEERS

An agreement has been reached between the governor and the marine engineers' beneficial association port engineers pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for an initial salary structure and for a one percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for payment of a daily rate when required to be on duty outside normal working hours, a minimum pay for call outs, and reimbursement for safety shoes.

NEW SECTION. Sec. 511. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—MM&P MATES

An agreement has been reached between the governor and the masters, mates, and pilots - mates pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and three percent general wage increase effective July 1, 2020.

NEW SECTION. Sec. 512. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—MM&P MASTERS

An agreement has been reached between the governor and the masters, mates, and pilots - masters pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and three percent general wage increase effective July 1, 2020.

NEW SECTION. Sec. 513. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—MM&P WATCH CENTER SUPERVISORS

An agreement has been reached between the governor and the masters, mates, and pilots - watch center supervisors pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and two percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for call back and an increase in relief pay.

NEW SECTION. Sec. 514. DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS—IBU

An agreement has been reached between the governor and the inlandboatmen's union of the Pacific pursuant to chapter 47.64 RCW through an interest arbitration award for the 2019-2021 fiscal biennium. Funding is provided for the awarded three percent general wage increase effective July 1, 2019, a three percent general wage increase effective July 1, 2020, and a two percent general wage increase effective January 1, 2021. The agreement also includes and funding is provided for salary adjustments for targeted job classifications in the shoregang series, increased holiday pay and increased premium pay for use of selected power tools.

NEW SECTION. Sec. 515. COLLECTIVE BARGAINING AGREEMENT—WFSE

An agreement has been reached between the governor and the Washington federation of state employees under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, premium pay for employees who work in King county, and establishment of a new information technology professional compensation structure.

NEW SECTION. Sec. 516. COLLECTIVE BARGAINING AGREEMENT—PTE LOCAL 17

An agreement has been reached between the governor and the professional and technical employees local 17 under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications and premium pay for employees who work in King county.

NEW SECTION. Sec. 517. COLLECTIVE BARGAINING AGREEMENT—WPEA

An agreement has been reached between the governor and the Washington public employees association under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, premium pay for employees who work in King county, and establishment of a new information technology professional compensation structure.

NEW SECTION. Sec. 518. COLLECTIVE BARGAINING AGREEMENT—COALITION OF UNIONS

An agreement has been reached for the 2019-2021 biennium between the governor and the coalition of unions

under the provisions of chapter 41.80 RCW for the 2019-21 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, premium pay for employees who work in King county, loan repayments for eligible physicians and psychiatrists, and recruitment incentives for psychiatrists.

NEW SECTION. Sec. 519. COLLECTIVE BARGAINING AGREEMENT—WSP TROOPERS ASSOCIATION

An agreement has been reached between the governor and the Washington state patrol troopers association under the provisions of chapter 41.56 RCW for the 2019-2021 fiscal biennium. Funding is provided for a two percent general wage increase effective July 1, 2019, and a two and one-half of one percent general wage increase effective July 1, 2020.

NEW SECTION. Sec. 520. COLLECTIVE BARGAINING AGREEMENT—WSP LIEUTENANTS AND CAPTAINS ASSOCIATION

An agreement has been reached between the governor and the Washington state patrol lieutenants and captains association under the provisions of chapter 41.56 RCW for the 2019-2021 fiscal biennium. Funding is provided for a two percent general wage increase effective July 1, 2019, and a two and one-half of one percent general wage increase effective July 1, 2020.

NEW SECTION. Sec. 521. COMPENSATION—REPRESENTED EMPLOYEES—HEALTH CARE—COALITION—INSURANCE BENEFITS

An agreement was reached for the 2019-2021 biennium between the governor and the health care coalition under the provisions of chapter 41.80 RCW. Appropriations in this act for state agencies, including institutions of higher education, are sufficient to implement the provisions of the 2019-2021 collective bargaining agreement, including health flexible spending accounts for eligible employees under the agreement, and are subject to the following conditions and limitations:

The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$939 per eligible employee for fiscal year 2020. For fiscal year 2021, the monthly employer funding rate shall not exceed \$976 per eligible employee.

NEW SECTION. Sec. 522. COMPENSATION—REPRESENTED EMPLOYEES OUTSIDE HEALTH CARE COALITION—INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for represented employees outside the coalition for health benefits, and are subject to the following conditions and limitations: The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, may not exceed \$939 per eligible employee for fiscal year 2020. For

fiscal year 2021, the monthly employer funding rate may not exceed \$976 per eligible employee.

NEW SECTION. Sec. 523. COMPENSATION—NONREPRESENTED EMPLOYEES—INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for nonrepresented state employee health benefits for state agencies, including institutions of higher education, and are subject to the following conditions and limitations:

(1) The employer monthly funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$939 per eligible employee for fiscal year 2020. For fiscal year 2021, the monthly employer funding rate shall not exceed \$976 per eligible employee.

NEW SECTION. Sec. 524. GENERAL WAGE INCREASES

(1) Appropriations for state agency employee compensation in this act are sufficient to provide general wage increases to state agency employees who are not represented or who bargain under statutory authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

(2) Funding is provided for a three percent general wage increase effective July 1, 2019, for all classified employees as specified in subsection (1) of this section, employees in the Washington management service, and exempt employees under the jurisdiction of the office of financial management. The appropriations are also sufficient to fund a three percent salary increase effective July 1, 2019, for executive, legislative, and judicial branch employees exempt from merit system rules whose maximum salaries are not set by the commission on salaries for elected officials.

(3) Funding is provided for a three percent general wage increase effective July 1, 2020, for all classified employees as specified in subsection (1) of this section, employees in the Washington management service, and exempt employees under the jurisdiction of the office of financial management. The appropriations are also sufficient to fund a three percent salary increase effective July 1, 2020, for executive, legislative, and judicial branch employees exempt from merit system rules whose maximum salaries are not set by the commission on salaries for elected officials.

NEW SECTION. Sec. 525. TARGETED COMPENSATION INCREASES

Funding is provided for salary adjustments for targeted job classifications as specified by the office of financial management for classified state employees, except those represented by a collective bargaining unit under chapters 41.80 and 47.64 RCW and RCW 41.56.473 and 41.56.475.

NEW SECTION. Sec. 526. MINIMUM STARTING WAGE

Funding is also provided for a minimum starting wage of fourteen dollars an hour, effective July 1, 2019, and for increases in wages of job classes that are aligned with affected job classes, except those represented by a collective bargaining unit under chapters 41.80 and 47.64 RCW and RCW 41.56.473 and 41.56.475. This funding is sufficient for general government agencies and higher education institutions to comply with the provisions of Initiative Measure No. 1433 with respect to state employees.

NEW SECTION. Sec. 527. PREMIUM PAY

Funding is also provided for a five percent premium pay for employees working in King county, except those represented under chapters 41.80 and 47.64 RCW, and RCW 41.56.473 and 41.56.475.

NEW SECTION. Sec. 528. COMPENSATION—REVISE PENSION CONTRIBUTION RATES

The appropriations in this act for school districts and state agencies, including institutions of higher education, are subject to the following conditions and limitations: Appropriations are adjusted to reflect changes to agency appropriations to reflect pension contribution rates adopted by the pension funding council and the law enforcement officers' and firefighters' retirement system plan 2 board.

NEW SECTION. Sec. 529. PUBLIC EMPLOYEES' BENEFITS BOARD MEDICARE-ELIGIBLE RETIREE SUBSIDY

Appropriations for state agencies in this act provide sufficient funding for an increase in the state employer funding rate in the public employees' benefits board program of one dollar in fiscal year 2020 and five dollars in fiscal year 2021 attributable to increasing the monthly medicare-eligible retiree subsidy from one hundred sixty-eight dollars per month to one hundred eighty-three dollars per month.

IMPLEMENTING PROVISIONS

NEW SECTION. Sec. 601. FUND TRANSFERS

(1) The 2005 transportation partnership projects or improvements and 2015 connecting Washington projects or improvements are listed in the LEAP Transportation Document 2019-1 as developed April 27, 2019, which consists of a list of specific projects by fund source and amount over a sixteen-year period. Current fiscal biennium funding for each project is a line-item appropriation, while the outer year funding allocations represent a sixteen-year plan. The department of transportation is expected to use the flexibility provided in this section to assist in the delivery and completion of all transportation partnership account and connecting Washington account projects on the LEAP transportation document referenced in this subsection. For the 2019-2021 project appropriations, unless otherwise provided in this act, the director of the office of financial management may provide written authorization for a transfer of appropriation authority between projects funded with transportation partnership account appropriations or connecting Washington account appropriations to manage project spending and efficiently deliver all projects in the respective program under the following conditions and limitations:

(a) Transfers may only be made within each specific fund source referenced on the respective project list;

(b) Transfers from a project may not be made as a result of the reduction of the scope of a project or be made to support increases in the scope of a project;

(c) Transfers from a project may be made if the funds appropriated to the project are in excess of the amount needed in the current fiscal biennium;

(d) Transfers may not occur for projects not identified on the applicable project list;

(e) Transfers may not be made while the legislature is in session;

(f) Transfers to a project may not be made with funds designated as attributable to practical design savings as described in RCW 47.01.480;

(g) Each transfer between projects may only occur if the director of the office of financial management finds that any resulting change will not hinder the completion of the projects as approved by the legislature. Until the legislature reconvenes to consider the 2020 supplemental omnibus transportation appropriations act, any unexpended 2017-2019 appropriation balance as approved by the office of financial management, in consultation with the chairs and ranking members of the house of representatives and senate transportation committees, may be considered when transferring funds between projects; and

(h) Transfers between projects may be made by the department of transportation without the formal written approval provided under this subsection (1), provided that the transfer amount does not exceed two hundred fifty thousand dollars or ten percent of the total project, whichever is less. These transfers must be reported quarterly to the director of the office of financial management and the chairs of the house of representatives and senate transportation committees.

(2) The department of transportation must submit quarterly all transfers authorized under this section in the transportation executive information system. The office of financial management must maintain a legislative baseline project list identified in the LEAP transportation documents referenced in this act, and update that project list with all authorized transfers under this section.

(3) At the time the department submits a request to transfer funds under this section, a copy of the request must be submitted to the chairs and ranking members of the transportation committees of the legislature.

(4) Before approval, the office of financial management shall work with legislative staff of the house of representatives and senate transportation committees to review the requested transfers in a timely manner and consider any concerns raised by the chairs and ranking members of the transportation committees.

(5) No fewer than ten days after the receipt of a project transfer request, the director of the office of financial management must provide written notification to the department of any decision regarding project transfers, with

copies submitted to the transportation committees of the legislature.

(6) The department must submit annually as part of its budget submittal a report detailing all transfers made pursuant to this section.

NEW SECTION. Sec. 602. BOND REIMBURSEMENT

To the extent that any appropriation authorizes expenditures of state funds from the motor vehicle account, special category C account, Tacoma Narrows toll bridge account, transportation 2003 account (nickel account), transportation partnership account, transportation improvement account, Puget Sound capital construction account, multimodal transportation account, state route number 520 corridor account, connecting Washington account, or other transportation capital project account in the state treasury for a state transportation program that is specified to be funded with proceeds from the sale of bonds authorized in chapter 47.10 RCW, the legislature declares that any such expenditures made before the issue date of the applicable transportation bonds for that state transportation program are intended to be reimbursed from proceeds of those transportation bonds in a maximum amount equal to the amount of such appropriation.

NEW SECTION. Sec. 603. BELATED CLAIMS

The agencies and institutions of the state may expend moneys appropriated in this act, upon approval of the office of financial management, for the payment of supplies and services furnished to the agency or institution in prior fiscal biennia.

NEW SECTION. Sec. 604. REAPPROPRIATIONS REPORTING

(1) As part of its 2020 supplemental budget submittal, the department of transportation shall provide a report to the legislature and the office of financial management that:

(a) Identifies, by capital project, the amount of state funding that has been reappropriated from the 2017-2019 fiscal biennium into the 2019-2021 fiscal biennium; and

(b) Identifies, for each project, the amount of cost savings or increases in funding that have been identified as compared to the 2017 enacted omnibus transportation appropriations act.

(2) As part of the agency request for capital programs, the department shall load reappropriations separately from funds that were assumed to be required for the 2019-2021 fiscal biennium into budgeting systems.

NEW SECTION. Sec. 605. WEB SITE REPORTING REQUIREMENTS

(1) The department of transportation shall post on its web site every report that is due from the department to the legislature during the 2019-2021 fiscal biennium on one web page. The department must post both completed reports and planned reports on a single web page.

(2) The department shall provide a web link for each change order that is more than five hundred thousand dollars on the affected project web page.

NEW SECTION. Sec. 606. TRANSIT, BICYCLE, AND PEDESTRIAN ELEMENTS REPORTING

(1) By November 15th of each year, the department of transportation must report on amounts expended to benefit transit, bicycle, or pedestrian elements within all connecting Washington projects in programs I, P, and Z identified in LEAP Transportation Document 2019-2 ALL PROJECTS as developed April 27, 2019. The report must address each modal category separately and identify if eighteenth amendment protected funds have been used and, if not, the source of funding.

(2) To facilitate the report in subsection (1) of this section, the department of transportation must require that all bids on connecting Washington projects include an estimate on the cost to implement any transit, bicycle, or pedestrian project elements.

NEW SECTION. Sec. 607. PROJECT SCOPE CHANGES

(1) During the 2019-2021 fiscal biennium, while the legislature is not in session, the director of the office of financial management may approve project scope change requests to connecting Washington projects in the highway improvements program, provided that the requests meet the criteria outlined in RCW 47.01.480 and are subject to the limitations in this section.

(2) At the time the department of transportation submits a request for a project scope change under this section, a copy of the request must be submitted to the transportation committees of the legislature.

(3) Before approval, the office of financial management shall work with legislative staff of the house of representatives and senate transportation committees to review the requested project scope changes.

(4) No fewer than ten days after the receipt of a scope change request, the director of the office of financial management must provide written notification to the department of any decision regarding project scope changes, with copies submitted to the transportation committees of the legislature.

(5) As part of its annual budget submittal, the department of transportation must report on all approved scope change requests from the prior year, including a comparison of the scope before and after the requested change.

NEW SECTION. Sec. 608. TOLL CREDITS

The department of transportation may provide up to three million dollars in toll credits to Kitsap transit for its role in passenger-only ferry service and ferry corridor-related projects. The number of toll credits provided must be equal to, but no more than, the number sufficient to meet federal match requirements for grant funding for passenger-

only ferry service, but must not exceed the amount authorized in this section.

MISCELLANEOUS 2019-2021 FISCAL BIENNIUM

NEW SECTION. Sec. 701. INFORMATION TECHNOLOGY OVERSIGHT

(1) Agencies must apply to the office of the state chief information officer for approval before beginning a project or proceeding with each discreet stage of a project subject to this section. At each stage, the office of the state chief information officer must certify that the project has an approved technology budget and investment plan, complies with state information technology and security requirements, and other policies defined by the office of the state chief information officer.

(2)(a) Each project must have a technology budget. The technology budget must use a method similar to the state capital budget, identifying project costs, each fund source, and anticipated deliverables through each stage of the entire project investment and across fiscal periods and biennium from project onset through implementation and close out.

(b) As part of the development of a technology budget and at each request for funding, the agency shall submit detailed financial information to the office of financial management and the office of the state chief information officer. The technology budget must describe the total cost of the project by fiscal month to include and identify:

(i) Fund sources;

(ii) Full-time equivalent staffing level to include job classification assumptions;

(iii) A discreet appropriation index and program index;

(iv) Object and subobject codes of expenditures; and

(v) Anticipated deliverables.

(3)(a) Each project must have an investment plan that includes:

(i) An organizational chart of the project management team that identifies team members and their roles and responsibilities;

(ii) The office of the state chief information officer staff assigned to the project;

(iii) An implementation schedule covering activities, critical milestones, and deliverables at each stage of the project for the life of the project at each agency affected by the project;

(iv) Performance measures used to determine that the project is on time, within budget, and meeting expectations for quality of work product;

(v) Ongoing maintenance and operations cost of the project post implementation and close out delineated by agency staffing, contracted staffing, and service level agreements; and

(vi) Financial budget coding to include at least discrete program index and subject codes.

(4) Projects with estimated costs greater than one hundred million dollars from initiation to completion and implementation may be divided into discrete subprojects as determined by the office of the state chief information officer. Each subproject must have a technology budget and investment plan as provided in this section.

(5)(a) The office of the state chief information officer shall maintain an information technology project dashboard that provides updated information each fiscal month on projects subject to this section:

(i) Project changes each fiscal month;

(ii) Noting if the project has a completed market requirements document;

(iii) Financial status of information technology projects under oversight; and

(iv) Coordination with agencies.

(b) The dashboard must retain a roll up of the entire project cost, including all subprojects, that can be displayed the subproject detail.

(6) If the project affects more than one agency:

(a) A separate technology budget and investment plan must be prepared for each agency; and

(b) The dashboard must contain a statewide project technology budget roll up that includes each affected agency at the subproject level.

(7) For any project that exceeds two million dollars in total funds to complete, requires more than one biennium to complete, or is financed through financial contracts, bonds, or other indebtedness:

(a) Quality assurance for the project must report independently the office of the chief information officer;

(b) The office of the chief information officer must review, and, if necessary, revise the proposed project to ensure it is flexible and adaptable to advances in technology;

(c) The technology budget must specifically identify the uses of any financing proceeds. No more than thirty percent of the financing proceeds may be used for payroll-related costs for state employees assigned to project management, installation, testing, or training;

(d) The agency must consult with the office of the state treasurer during the competitive procurement process to evaluate early in the process whether products and services to be solicited and the responsive bids from a solicitation may be financed; and

(e) The agency must consult with the contracting division of the department of enterprise services for a review of all contracts and agreements related to the project's information technology procurements.

(8) The office of the state chief information officer must evaluate the project at each stage and certify whether

the project is planned, managed, and meeting deliverable targets as defined in the project's approved technology budget and investment plan.

(9) The office of the state chief information officer may suspend or terminate a project at any time if it determines that the project is not meeting or not expected to meet anticipated performance and technology outcomes. Once suspension or termination occurs, the agency shall unallot any unused funding and shall not make any expenditure for the project without the approval of the office of financial management.

(10) The office of the state chief information officer, in consultation with the office of financial management, may identify additional projects to be subject to this section, including projects that are not separately identified within an agency budget.

(11) The following department of transportation projects are subject to the conditions, limitations, and review provided in this section: Labor System Replacement, New Ferry Division Dispatch System, Maintenance Management System, Land Mobile Radio System Replacement, and New CSC System and Operator.

NEW SECTION. Sec. 702. ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS

(1) The department of transportation is authorized, subject to the conditions in section 305(2) of this act, to enter into a financing contract pursuant to chapter 39.94 RCW through the state treasurer's lease-purchase program for the purposes indicated. The department may use any funds, appropriated or nonappropriated, in not more than the principal amounts indicated, plus financing expenses and required reserves, if any. Expenditures made by the department of transportation for the indicated purposes before the issue date of the authorized financing contract and any certificates of participation therein may be reimbursed from proceeds of the financing contract and any certificates of participation therein to the extent provided in the agency's financing plan approved by the state finance committee.

(2) Department of transportation: Enter into a financing contract for up to \$32,500,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to renovate the existing office building at 15700 Dayton Ave N, Shoreline.

Sec. 703. RCW 43.19.642 and 2017 c 313 s 703 are each amended to read as follows:

(1) Effective June 1, 2006, for agencies complying with the ultra-low sulfur diesel mandate of the United States environmental protection agency for on-highway diesel fuel, agencies shall use biodiesel as an additive to ultra-low sulfur diesel for lubricity, provided that the use of a lubricity additive is warranted and that the use of biodiesel is comparable in performance and cost with other available lubricity additives. The amount of biodiesel added to the ultra-low sulfur diesel fuel shall be not less than two percent.

(2) Except as provided in subsection (5) of this section, effective June 1, 2009, state agencies are required to

use a minimum of twenty percent biodiesel as compared to total volume of all diesel purchases made by the agencies for the operation of the agencies' diesel-powered vessels, vehicles, and construction equipment.

(3) All state agencies using biodiesel fuel shall, beginning on July 1, 2016, file annual reports with the department of enterprise services documenting the use of the fuel and a description of how any problems encountered were resolved.

(4) By December 1, 2009, the department of enterprise services shall:

(a) Report to the legislature on the average true price differential for biodiesel by blend and location; and

(b) Examine alternative fuel procurement methods that work to address potential market barriers for in-state biodiesel producers and report these findings to the legislature.

(5) During the ~~((2015-2017 and))~~ 2017-2019 and 2019-2021 fiscal biennia, the Washington state ferries is required to use a minimum of five percent biodiesel as compared to total volume of all diesel purchases made by the Washington state ferries for the operation of the Washington state ferries diesel-powered vessels, as long as the price of a B5 or B10 biodiesel blend does not exceed the price of conventional diesel fuel by five percent or more.

Sec. 704. RCW 46.20.745 and 2017 c 313 s 704 are each amended to read as follows:

(1) The ignition interlock device revolving account program is created within the department to assist in covering the monetary costs of installing, removing, and leasing an ignition interlock device, and applicable licensing, for indigent persons who are required under RCW 46.20.385, 46.20.720, and 46.61.5055 to install an ignition interlock device in all vehicles owned or operated by the person. For purposes of this subsection, "indigent" has the same meaning as in RCW 10.101.010, as determined by the department. During the ~~((2017-2019))~~ 2019-2021 fiscal biennium, the ignition interlock device revolving account program also includes ignition interlock enforcement work conducted by the Washington state patrol.

(2) A pilot program is created within the ignition interlock device revolving account program for the purpose of monitoring compliance by persons required to use ignition interlock devices and by ignition interlock companies and vendors.

(3) The department, the state patrol, and the Washington traffic safety commission shall coordinate to establish a compliance pilot program that will target at least one county from eastern Washington and one county from western Washington, as determined by the department, state patrol, and Washington traffic safety commission.

(4) At a minimum, the compliance pilot program shall:

(a) Review the number of ignition interlock devices that are required to be installed in the targeted county and the number of ignition interlock devices actually installed;

(b) Work to identify those persons who are not complying with ignition interlock requirements or are repeatedly violating ignition interlock requirements; and

(c) Identify ways to track compliance and reduce noncompliance.

(5) As part of monitoring compliance, the Washington traffic safety commission shall also track recidivism for violations of RCW 46.61.502 and 46.61.504 by persons required to have an ignition interlock driver's license under RCW 46.20.385 and 46.20.720.

Sec. 705. RCW 46.68.060 and 2017 c 313 s 707 are each amended to read as follows:

There is hereby created in the state treasury a fund to be known as the highway safety fund to the credit of which must be deposited all moneys directed by law to be deposited therein. This fund must be used for carrying out the provisions of law relating to driver licensing, driver improvement, financial responsibility, cost of furnishing abstracts of driving records and maintaining such case records, and to carry out the purposes set forth in RCW 43.59.010, and chapters 46.72 and 46.72A RCW. During the 2013-2015 and 2015-2017 fiscal biennia, the legislature may transfer from the highway safety fund to the Puget Sound ferry operations account, the motor vehicle fund, and the multimodal transportation account such amounts as reflect the excess fund balance of the highway safety fund. During the 2017-2019 and the 2019-2021 fiscal ~~((biennium))~~ biennia, the legislature may direct the state treasurer to make transfers of moneys in the highway safety fund to the multimodal transportation account.

Sec. 706. RCW 46.68.280 and 2017 c 313 s 708 are each amended to read as follows:

(1) The transportation 2003 account (nickel account) is hereby created in the motor vehicle fund. Money in the account may be spent only after appropriation. Expenditures from the account must be used only for projects or improvements identified as transportation 2003 projects or improvements in the omnibus transportation budget and to pay the principal and interest on the bonds authorized for transportation 2003 projects or improvements. Upon completion of the projects or improvements identified as transportation 2003 projects or improvements, moneys deposited in this account must only be used to pay the principal and interest on the bonds authorized for transportation 2003 projects or improvements, and any funds in the account in excess of the amount necessary to make the principal and interest payments may be used for maintenance on the completed projects or improvements.

(2) During the 2015-2017 fiscal biennium, the legislature may transfer from the transportation 2003 account (nickel account) to the connecting Washington account such amounts as reflect the excess fund balance of the transportation 2003 account (nickel account).

(3) During the 2017-2019 and the 2019-2021 fiscal ~~((biennium))~~ biennia, the legislature may direct the state treasurer to make transfers of moneys in the transportation 2003 account (nickel account) to the connecting Washington

account, the Puget Sound capital construction account, and the Tacoma Narrows toll bridge account.

(4) The "nickel account" means the transportation 2003 account.

Sec. 707. RCW 46.68.290 and 2017 c 313 s 709 are each amended to read as follows:

(1) The transportation partnership account is hereby created in the state treasury. All distributions to the account from RCW 46.68.090 must be deposited into the account. Money in the account may be spent only after appropriation. Expenditures from the account must be used only for projects or improvements identified as 2005 transportation partnership projects or improvements in the omnibus transportation appropriations act, including any principal and interest on bonds authorized for the projects or improvements.

(2) The legislature finds that:

(a) Citizens demand and deserve accountability of transportation-related programs and expenditures. Transportation-related programs must continuously improve in quality, efficiency, and effectiveness in order to increase public trust;

(b) Transportation-related agencies that receive tax dollars must continuously improve the way they operate and deliver services so citizens receive maximum value for their tax dollars; and

(c) Fair, independent, comprehensive performance audits of transportation-related agencies overseen by the elected state auditor are essential to improving the efficiency, economy, and effectiveness of the state's transportation system.

(3) For purposes of chapter 314, Laws of 2005:

(a) "Performance audit" means an objective and systematic assessment of a state agency or agencies or any of their programs, functions, or activities by the state auditor or designee in order to help improve agency efficiency, effectiveness, and accountability. Performance audits include economy and efficiency audits and program audits.

(b) "Transportation-related agency" means any state agency, board, or commission that receives funding primarily for transportation-related purposes. At a minimum, the department of transportation, the transportation improvement board or its successor entity, the county road administration board or its successor entity, and the traffic safety commission are considered transportation-related agencies. The Washington state patrol and the department of licensing shall not be considered transportation-related agencies under chapter 314, Laws of 2005.

(4) Within the authorities and duties under chapter 43.09 RCW, the state auditor shall establish criteria and protocols for performance audits. Transportation-related agencies shall be audited using criteria that include generally accepted government auditing standards as well as legislative mandates and performance objectives established by state agencies. Mandates include, but are not limited to,

agency strategies, timelines, program objectives, and mission and goals as required in RCW 43.88.090.

(5) Within the authorities and duties under chapter 43.09 RCW, the state auditor may conduct performance audits for transportation-related agencies. The state auditor shall contract with private firms to conduct the performance audits.

(6) The audits may include:

(a) Identification of programs and services that can be eliminated, reduced, consolidated, or enhanced;

(b) Identification of funding sources to the transportation-related agency, to programs, and to services that can be eliminated, reduced, consolidated, or enhanced;

(c) Analysis of gaps and overlaps in programs and services and recommendations for improving, dropping, blending, or separating functions to correct gaps or overlaps;

(d) Analysis and recommendations for pooling information technology systems used within the transportation-related agency, and evaluation of information processing and telecommunications policy, organization, and management;

(e) Analysis of the roles and functions of the transportation-related agency, its programs, and its services and their compliance with statutory authority and recommendations for eliminating or changing those roles and functions and ensuring compliance with statutory authority;

(f) Recommendations for eliminating or changing statutes, rules, and policy directives as may be necessary to ensure that the transportation-related agency carry out reasonably and properly those functions vested in the agency by statute;

(g) Verification of the reliability and validity of transportation-related agency performance data, self-assessments, and performance measurement systems as required under RCW 43.88.090;

(h) Identification of potential cost savings in the transportation-related agency, its programs, and its services;

(i) Identification and recognition of best practices;

(j) Evaluation of planning, budgeting, and program evaluation policies and practices;

(k) Evaluation of personnel systems operation and management;

(l) Evaluation of purchasing operations and management policies and practices;

(m) Evaluation of organizational structure and staffing levels, particularly in terms of the ratio of managers and supervisors to nonmanagement personnel; and

(n) Evaluation of transportation-related project costs, including but not limited to environmental mitigation, competitive bidding practices, permitting processes, and capital project management.

(7) Within the authorities and duties under chapter 43.09 RCW, the state auditor must provide the preliminary performance audit reports to the audited state agency for comment. The auditor also may seek input on the preliminary report from other appropriate officials. Comments must be received within thirty days after receipt of the preliminary performance audit report unless a different time period is approved by the state auditor. The final performance audit report shall include the objectives, scope, and methodology; the audit results, including findings and recommendations; the agency's response and conclusions; and identification of best practices.

(8) The state auditor shall provide final performance audit reports to the citizens of Washington, the governor, the joint legislative audit and review committee, the appropriate legislative committees, and other appropriate officials. Final performance audit reports shall be posted on the internet.

(9) The audited transportation-related agency is responsible for follow-up and corrective action on all performance audit findings and recommendations. The audited agency's plan for addressing each audit finding and recommendation shall be included in the final audit report. The plan shall provide the name of the contact person responsible for each action, the action planned, and the anticipated completion date. If the audited agency does not agree with the audit findings and recommendations or believes action is not required, then the action plan shall include an explanation and specific reasons.

The office of financial management shall require periodic progress reports from the audited agency until all resolution has occurred. The office of financial management is responsible for achieving audit resolution. The office of financial management shall annually report by December 31st the status of performance audit resolution to the appropriate legislative committees and the state auditor. The legislature shall consider the performance audit results in connection with the state budget process.

The auditor may request status reports on specific audits or findings.

(10) For the period from July 1, 2005, until June 30, 2007, the amount of \$4,000,000 is appropriated from the transportation partnership account to the state auditors office for the purposes of subsections (2) through (9) of this section.

(11) During the 2015-2017 fiscal biennium, the legislature may transfer from the transportation partnership account to the connecting Washington account such amounts as reflect the excess fund balance of the transportation partnership account.

(12) During the 2017-2019 and the 2019-2021 fiscal ~~((biennium))~~ biennia, the legislature may direct the state treasurer to make transfers of moneys in the transportation partnership account to the connecting Washington account and the motor vehicle fund.

Sec. 708. RCW 46.68.325 and 2017 c 313 s 710 are each amended to read as follows:

(1) The rural mobility grant program account is created in the state treasury. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for the grants provided under RCW 47.66.100.

(2) Beginning September 2011, by the last day of September, December, March, and June of each year, the state treasurer shall transfer from the multimodal transportation account to the rural mobility grant program account two million five hundred thousand dollars.

(3) During the 2015-2017 fiscal biennium, the legislature may transfer from the rural mobility grant program account to the multimodal transportation account such amounts as reflect the excess fund balance of the rural mobility grant program account.

(4) During the 2017-2019 and the 2019-2021 fiscal ~~((biennium))~~ biennia, the legislature may direct the state treasurer to make transfers of moneys in the rural mobility grant program account to the multimodal transportation account.

Sec. 709. RCW 47.56.403 and 2017 c 313 s 712 are each amended to read as follows:

(1) The department may provide for the establishment, construction, and operation of a pilot project of high occupancy toll lanes on state route 167 high occupancy vehicle lanes within King county. The department may issue, buy, and redeem bonds, and deposit and expend them; secure and remit financial and other assistance in the construction of high occupancy toll lanes, carry insurance, and handle any other matters pertaining to the high occupancy toll lane pilot project.

(2) Tolls for high occupancy toll lanes will be established as follows:

(a) The schedule of toll charges for high occupancy toll lanes must be established by the transportation commission and collected in a manner determined by the commission.

(b) Toll charges shall not be assessed on transit buses and vanpool vehicles owned or operated by any public agency.

(c) The department shall establish performance standards for the state route 167 high occupancy toll lane pilot project. The department must automatically adjust the toll charge, using dynamic tolling, to ensure that toll-paying single-occupant vehicle users are only permitted to enter the lane to the extent that average vehicle speeds in the lane remain above forty-five miles per hour at least ninety percent of the time during peak hours. The toll charge may vary in amount by time of day, level of traffic congestion within the highway facility, vehicle occupancy, or other criteria, as the commission may deem appropriate. The commission may also vary toll charges for single-occupant inherently low-emission vehicles such as those powered by electric batteries, natural gas, propane, or other clean burning fuels.

(d) The commission shall periodically review the toll charges to determine if the toll charges are effectively

maintaining travel time, speed, and reliability on the highway facilities.

(3) The department shall monitor the state route 167 high occupancy toll lane pilot project and shall annually report to the transportation commission and the legislature on operations and findings. At a minimum, the department shall provide facility use data and review the impacts on:

- (a) Freeway efficiency and safety;
- (b) Effectiveness for transit;
- (c) Person and vehicle movements by mode;
- (d) Ability to finance improvements and transportation services through tolls; and

(e) The impacts on all highway users. The department shall analyze aggregate use data and conduct, as needed, separate surveys to assess usage of the facility in relation to geographic, socioeconomic, and demographic information within the corridor in order to ascertain actual and perceived questions of equitable use of the facility.

(4) The department shall modify the pilot project to address identified safety issues and mitigate negative impacts to high occupancy vehicle lane users.

(5) Authorization to impose high occupancy vehicle tolls for the state route 167 high occupancy toll pilot project expires if either of the following two conditions apply:

(a) If no contracts have been let by the department to begin construction of the toll facilities associated with this pilot project within four years of July 24, 2005; or

(b) If high occupancy vehicle tolls are being collected on June 30, (~~2019~~) 2021.

(6) The department of transportation shall adopt rules that allow automatic vehicle identification transponders used for electronic toll collection to be compatible with other electronic payment devices or transponders from the Washington state ferry system, other public transportation systems, or other toll collection systems to the extent that technology permits.

(7) The conversion of a single existing high occupancy vehicle lane to a high occupancy toll lane as proposed for SR-167 must be taken as the exception for this pilot project.

(8) A violation of the lane restrictions applicable to the high occupancy toll lanes established under this section is a traffic infraction.

(9) Procurement activity associated with this pilot project shall be open and competitive in accordance with chapter 39.29 RCW.

Sec. 710. RCW 47.56.876 and 2017 c 313 s 713 are each amended to read as follows:

A special account to be known as the state route number 520 civil penalties account is created in the state treasury. All state route number 520 bridge replacement and HOV program civil penalties generated from the nonpayment of tolls on the state route number 520 corridor

must be deposited into the account, as provided under RCW 47.56.870(4)(b)(vii). Moneys in the account may be spent only after appropriation. Expenditures from the account may be used to fund any project within the state route number 520 bridge replacement and HOV program, including mitigation. During the 2013-2015 and 2015-2017 fiscal biennia, the legislature may transfer from the state route number 520 civil penalties account to the state route number 520 corridor account such amounts as reflect the excess fund balance of the state route number 520 civil penalties account. Funds transferred must be used solely for capital expenditures for the state route number 520 bridge replacement and HOV project. During the 2017-2019 and the 2019-2021 fiscal (~~biennium~~) biennia, the legislature may direct the state treasurer to make transfers of moneys in the state route number 520 civil penalties account to the state route number 520 corridor account.

Sec. 711. RCW 41.45.0631 and 2009 c 561 s 7 are each amended to read as follows:

(1) The allocation of costs between the employer and members of the Washington state patrol retirement system shall be made only after the application of any minimum total contribution rate that may be in effect for the system under subsection (4) of this section. For benefit improvements effective on or after July 1, 2007, costs shall be shared equally by members and the employer, and any cap on member contributions shall be adjusted accordingly. The member contribution rate shall be based on the adjusted total contribution rate described in subsection (2) of this section. Beginning July 1, 2007, the required member contribution rate for members of the Washington state patrol retirement system shall be the lesser of the following: (a) One-half of the adjusted total contribution rate for the system; or (b) seven percent, plus fifty percent of the contribution rate increase caused by any benefit improvements effective on or after July 1, 2007.

(2) The employer shall continue to pay for all costs attributable to distributions under RCW 43.43.270(2) for survivors of members who became disabled under RCW 43.43.040(2) prior to July 1, 2006, until such costs are fully paid. In order to avoid charging members for these costs, the total required contribution rate shall be adjusted to exclude these costs. The result of the adjustment shall be the adjusted total contribution rate that is to be used to calculate the required member contribution rate.

(3) The employer rate shall be the contribution rate required to cover all total system costs that are not covered by the member contribution rate.

(4) Beginning July 1, 2009, a minimum total contribution rate is established for the Washington state patrol retirement system. The total Washington state patrol retirement system contribution rate may exceed, but may not drop below, the established minimum total contribution rate. From July 1, 2009, through June 30, 2011, the minimum total contribution rate shall equal the total contribution rate required to fund fifty percent of the Washington state patrol retirement system's normal cost as calculated under the entry age normal cost method. Beginning July 1, 2011, the minimum total contribution rate shall equal the total

contribution rate required to fund seventy percent of the Washington state patrol retirement system's normal cost as calculated under the entry age normal cost method. This minimum rate, when applicable, shall be collected in addition to any contribution rate required to amortize any unfunded costs attributable to distributions under RCW 43.43.270(2) for survivors of members who became disabled under RCW 43.43.040(2) prior to July 1, 2006.

(5) Upon completion of each biennial actuarial valuation, the state actuary shall review the appropriateness of this minimum total contribution rate and recommend to the council any adjustments as may be needed. Any changes adopted by the council shall be subject to revision by the legislature.

(6) The legislature recognizes the short-term volatility of projected employer contribution rates for the Washington state patrol retirement system and intends to phase-in the increase in contribution rates from the 2017-2019 biennium to the 2019-2021 biennium over three successive biennia. The phase-in shall be calculated by the state actuary and shall not result in an expected funding shortfall when measured over the entire phase-in period. Consistent with this intent, the legislature revises the basic employer contribution rate for the Washington state patrol retirement system from 22.13 percent to 17.5 percent during the 2019-2021 biennium. By June 30, 2020, the state actuary shall calculate and report to the council the expected change to the basic employer contribution rates for the 2021-2023 and 2023-2025 biennia that continue this phase-in.

Sec. 712. RCW 46.68.063 and 2014 c 79 s 2 are each amended to read as follows:

The department of licensing technology improvement and data management account is created in the highway safety fund. All receipts from fees collected under RCW 46.12.630(5) must be deposited into the account. Expenditures from the account may be used only for investments in technology and data management at the department. During the 2019-2021 biennium, the account may also be used for responding to public records requests. Moneys in the account may be spent only after appropriation.

Sec. 713. RCW 46.68.370 and 2013 c 306 s 713 are each amended to read as follows:

The license plate technology account is created in the state treasury. All receipts collected under RCW 46.17.015 must be deposited into this account. Expenditures from this account must support current and future license plate technology and systems integration upgrades for both the department and correctional industries. Moneys in the account may be spent only after appropriation. Additionally, the moneys in this account may be used to reimburse the motor vehicle account for any appropriation made to implement the digital license plate system. During the 2011-2013 and 2013-2015 fiscal biennia, the legislature may transfer from the license plate technology account to the highway safety account [fund] such amounts as reflect the excess fund balance of the license plate technology account. During the 2019-2021 biennium, the account may also be used for the

maintenance of recently modernized information technology systems for vehicle registrations.

Sec. 714. RCW 46.68.300 and 2013 c 104 s 3 are each amended to read as follows:

The freight mobility investment account is hereby created in the state treasury. Money in the account may be spent only after appropriation. Expenditures from the account may be used only for freight mobility projects that have been approved by the freight mobility strategic investment board in RCW 47.06A.020 and may include any principal and interest on bonds authorized for the projects or improvements. During the 2019-2021 fiscal biennium, the expenditures from the account may also be used for the administrative expenses of the freight mobility strategic investment board.

Sec. 715. RCW 47.12.340 and 2013 c 306 s 715 are each amended to read as follows:

(1) The advanced environmental mitigation revolving account is created in the custody of the treasurer, into which the department shall deposit directly and may expend without appropriation:

~~((+))~~ (a) An initial appropriation included in the department of transportation's 1997-99 budget, and deposits from other identified sources;

~~((2))~~ (b) All moneys received by the department from internal and external sources for the purposes of conducting advanced environmental mitigation; and

~~((3))~~ (c) Interest gained from the management of the advanced environmental mitigation revolving account.

~~((+))~~ (2) During the 2011-2013 and 2013-2015 fiscal biennia, the legislature may transfer from the advanced environmental mitigation revolving account to the motor vehicle account such amounts as reflect the excess fund balance of the advanced environmental mitigation revolving account.

(3) During the 2019-2021 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the advanced environmental mitigation revolving account to the motor vehicle fund.

Sec. 716. RCW 47.60.322 and 2015 3rd sp.s. c 44 s 213 are each amended to read as follows:

(1) The capital vessel replacement account is created in the motor vehicle fund. All revenues generated from the vessel replacement surcharge under RCW 47.60.315(7) and service fees collected by the department of licensing or county auditor or other agent appointed by the director under RCW 46.17.040, 46.17.050, and 46.17.060 must be deposited into the account. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for the construction or purchase of ferry vessels and to pay the principal and interest on bonds authorized for the construction or purchase of ferry vessels. However, expenditures from the account must first be used to support the construction or purchase, including any

applicable financing costs, of a ferry vessel with a carrying capacity of at least one hundred forty-four cars.

(2) The state treasurer may transfer moneys from the capital vessel replacement account to the transportation 2003 account (nickel account) for debt service on bonds issued for the construction of 144-car class ferry vessels.

(3) The legislature may transfer from the capital vessel replacement account to the connecting Washington account created under RCW 46.68.395 such amounts as reflect the excess fund balance of the capital vessel replacement account to be used for ferry terminal construction and preservation.

(4) During the 2019-2021 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the capital vessel replacement account to the transportation partnership account.

NEW SECTION. Sec. 717. (1) The agency financial transaction account is created in the state treasury. Designated receipts from cost-recovery charges for credit card and other financial transaction fees pursuant to this act must be deposited into the account. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for paying credit card and financial transaction fees, and other related costs incurred by state agencies.

(2) This section expires June 30, 2021.

NEW SECTION. Sec. 718. Section 709 of this act takes effect if neither chapter . . . (House Bill No. 2132), Laws of 2019 (addressing tolling) nor chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of 2019 (addressing tolling) is enacted by June 30, 2019.

2017-2019 FISCAL BIENNIUM

TRANSPORTATION AGENCIES— OPERATING

Sec. 801. 2018 c 297 s 201 (uncodified) is amended to read as follows:

FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION

Highway Safety Account—State	Appropriation	
.....	.....	(\$4,329,000)
		\$4,347,000
Highway Safety Account—Federal	Appropriation	
.....	.....	(\$22,205,000)
		\$25,005,000
Highway Safety Account—Private/Local	Appropriation	
.....	.....	\$118,000
School Zone Safety Account—State	Appropriation	
.....	.....	\$850,000
	TOTAL APPROPRIATION	
	.....	\$27,502,000
		<u>\$30,320,000</u>

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

(1) \$100,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 324, Laws of 2017 (bicyclist safety advisory council).

(2) \$1,000,000 of the highway safety account—state appropriation is provided solely for the implementation of section 13(4), chapter 336, Laws of 2017 (impaired driving). The funding is provided for grants to organizations that seek to reduce driving under the influence of drugs and alcohol and for administering the program. \$108,806 of the amount provided in this subsection is for the commission to cover the costs associated with administering the grant program. The funding provided in this subsection is contingent on the availability of funds raised by the fee, described in section 13(4), chapter 336, Laws of 2017 (impaired driving), sufficient to cover the costs of administering the program.

Sec. 802. 2018 c 297 s 202 (uncodified) is amended to read as follows:

FOR THE COUNTY ROAD ADMINISTRATION BOARD

Rural Arterial Trust Account—State	Appropriation	
.....	.....	\$1,056,000
Motor Vehicle Account—State	Appropriation	
.....	.....	(\$2,720,000)
		\$2,791,000
County Arterial Preservation Account—State		
Appropriation	.....	\$1,592,000
	TOTAL APPROPRIATION	\$5,368,000
		<u>\$5,439,000</u>

Sec. 803. 2018 c 297 s 204 (uncodified) is amended to read as follows:

FOR THE JOINT TRANSPORTATION COMMITTEE

Highway Safety Account—State	Appropriation	
.....	.....	\$150,000
Motor Vehicle Account—State	Appropriation	
.....	.....	\$2,030,000
Multimodal Transportation Account—State		
Appropriation	.....	\$1,570,000
	TOTAL APPROPRIATION	\$3,750,000
		<u>\$3,600,000</u>

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

(1)(a) \$200,000 of the multimodal transportation account—state appropriation is for a consultant study of marine pilotage in Washington state, with a goal of recommending best practices for: An analytically-driven pilotage tariff and fee setting process; determination of the total number of pilots and pilot workload; pilot recruitment, training, review, and selection, with a focus on increasing

pilot diversity; and selection of governance structures for the oversight and management of pilotage activities. The study must include the following:

(i)(A) An examination of current practices of the board of pilotage related to: Pilotage tariff and fee setting, including a review of the development and composition of fees, their relationship to tariffs and pilotage district expenditures, and an analysis of pilot benefits; the setting of the total number of pilots and pilot workload distribution; pilot candidate recruitment and training; pilot review and selection processes; and reporting to comply with statutory requirements;

(B) An examination of the current oversight, administrative practices, and governance of the board of pilotage commissioners and the two pilotage districts, including board composition analysis, the possible role of the legislative appropriations process, and options for insurance liability coverage for the board of pilotage commissioners;

(ii) A comparison of current practices identified under this subsection (1)(a) to best practices in marine pilotage elsewhere in the United States, including both state licensed pilotage and federal pilotage systems with independent contractor, public employee, or private employee pilots; and a comparison to marine pilotage activities outside of the United States, to the extent these marine pilotage activities can inform the evaluation process and identify additional best practices that could be implemented in Washington state;

(iii) A comparison of the results of the examination of current practices to best practices in the United States in areas other than marine pilotage for which similar activities are conducted;

(iv) An evaluation of the extent to which the best practices examined can be implemented and would be effective in Washington state; and

(v) A recommendation for the best practices that should be adopted by Washington state for each of the areas examined.

(b) The joint transportation committee must issue a report of its findings and recommendations to the house of representatives and senate transportation committees by January 8, 2018.

(2) \$160,000 of the motor vehicle account—state appropriation is for the joint transportation committee to contract with the University of Minnesota to independently analyze and assess traffic data for the express toll lanes and general purpose lanes of the Interstate 405 tolled corridor, including in terms of the performance measures described in RCW 47.56.880, and to develop and recommend near-term and longer-term strategies for the improvement of traffic performance in this corridor. A report summarizing the results of the traffic data assessment and providing recommended strategies is due to the transportation committees of the legislature by January 8, 2018.

(3)(a) \$500,000 of the multimodal transportation account—state appropriation is for a consultant study of air cargo movement at Washington airports. The study must:

(i) Describe the state's air cargo system, and identify the facilities that comprise the system;

(ii) Evaluate the current and projected future capacity of the air cargo system;

(iii) Identify underutilized capacity;

(iv) Identify and describe what market forces may determine demand for cargo service at different facilities and what role the shippers and cargo service providers play in determining how cargo is moved in the state;

(v) Develop a definition of congestion in the state's air cargo system, including metrics by which to measure congestion and the cost of congestion to shippers; and

(vi) Evaluate what would be needed to more effectively use existing capacity at airports across the state. As part of this evaluation, the study must:

(A) Evaluate air, land, and surface transportation constraints, including intermodal constraints, to accommodate current demand and future growth;

(B) Evaluate impediments to addressing those constraints;

(C) Evaluate options to address those constraints; and

(D) Evaluate the impacts to air cargo-related industries that would result from shifting cargo service to Washington airports that currently have available capacity.

(b) The study must also identify the state's interest in reducing air cargo congestion and evaluate ways to address this interest on a statewide basis.

(c) The study must provide recommendations regarding:

(i) Options to reduce air cargo congestion and more efficiently use available capacity at Washington airports;

(ii) Options to address the state's interest in reducing air cargo congestion on a statewide basis;

(iii) Strategies to accomplish the recommendations under this subsection (3)(c); and

(iv) Statutory changes needed to implement the recommendations under this subsection (3)(c).

(d) The department of transportation shall provide technical support for the study, including providing guidance regarding information that may already be available due to the department's ongoing work on the Washington aviation system plan.

(e) The joint transportation committee shall issue a report of its findings and recommendations to the house of representatives and senate transportation committees by December 14, 2018.

(4) \$100,000 of the motor vehicle account—state appropriation is for the joint transportation committee to conduct an assessment of the current roles and responsibilities of the transportation commission. The purpose of the assessment is to review the current membership, functions, powers, and duties of the transportation commission beyond those granted to the transportation commission as the tolling authority under RCW 47.56.850, for the adoption of ferry fares and pricing policies under RCW 47.60.315, or for work related to the road usage charge pilot project as directed by the legislature. When conducting the assessment, the joint transportation committee must consult with the transportation commission and the office of financial management.

(a) The assessment must consist of a review of the following:

(i) The primary enabling statutes of the transportation commission contained in RCW 47.01.051 through 47.01.075;

(ii) The transportation commission's functions relating to ferries under chapters 47.60 and 47.64 RCW beyond those granted by the legislature for adoption of fares and pricing policies;

(iii) The existing budget of the transportation commission to ensure it is appropriate for the roles and responsibilities it is directed to do by the governor and the legislature;

(iv) The transportation commission's current roles and responsibilities relating to transportation planning, transportation policy development, and other functions; and

(v) Other issues related to the transportation commission as determined by the joint transportation committee.

(b) A report of the assessment findings and recommendations is due to the transportation committees of the legislature by December 31, 2017.

(5)(a) \$360,000 of the motor vehicle account—state appropriation, from the cities' statewide fuel tax distributions under RCW 46.68.110(2), is for the joint transportation committee to conduct a study to assess the current state of city transportation funding, identify emerging issues, and recommend funding sources to meet current and future needs. As part of the study, the joint transportation committee shall:

(i) Identify current city transportation funding responsibilities, sources, and gaps;

(ii) Identify emerging issues that may add additional strain on city costs and funding capacity;

(iii) Identify future city funding needs;

(iv) Evaluate alternative sources of funding; and

(v) Recommend sources of funding to address those needs and gaps.

(b) In considering alternative sources of funding, the study shall evaluate sources available outside of the state of Washington that currently are not available in Washington.

(c) In conducting the study, the joint transportation committee must consult with:

(i) City representatives;

(ii) A representative from the department of transportation local programs division;

(iii) A representative from the transportation improvement board;

(iv) A representative from the department of transportation/metropolitan planning organization/regional transportation planning organization coordinating committee; and

(v) Others as appropriate.

(d) The association of Washington cities and the department of transportation shall provide technical support to the study.

(e) The joint transportation committee must issue a report of its findings and recommendations to the transportation committees of the legislature by June 30, 2019.

(6)(a) \$315,000 of the multimodal transportation account—state appropriation is for a consultant study of the capital needs of public transportation systems operated by public transportation benefit areas, metropolitan municipal corporations, cities, counties, and county transportation authorities. The study must include:

(i) An inventory of each agency's vehicle fleet;

(ii) An inventory of each agency's facilities, including the state of repair;

(iii) The replacement and expansion needs of each agency's vehicle fleet, as well as the associated costs, over the next ten years;

(iv) The replacement and expansion needs for each agency's facilities including, but not limited to, such facilities as park and rides, transit centers, and maintenance buildings;

(v) The source of funding, if known, planned to cover the cost of the bus and facilities replacement and expansion needs including, but not limited to, local revenue, state grants, and federal grants;

(vi) The amount of service that could be provided with the local funds that are currently required for each agency's total capital needs; and

(vii) A list of potential state, federal, or local revenue sources that public transportation agencies could access or implement in order to meet agencies' capital needs. These revenue sources may be either currently available sources or sources that would need legislative authorization.

(b) The Washington state transit association and the Washington state department of transportation shall provide technical support to the study.

(c) The joint transportation committee shall issue a report of its findings and recommendations to the transportation committees of the legislature by ~~((March 1))~~ June 30, 2019.

(7) \$255,000 of the multimodal transportation account—state appropriation is for the joint transportation committee to conduct a study regarding the regulation of transportation network companies within the state of Washington. In conducting the study, the joint transportation committee must consult with relevant representatives of the department of licensing, the utilities and transportation commission, the Washington state patrol, local governments involved in the regulation of transportation network companies, entities providing transportation network services, and other relevant stakeholders. The study must include a review of the regulatory framework used by local jurisdictions within Washington state and in other states, an evaluation of the most effective public safety aspects of a regulatory framework, including among other aspects, the type of required background checks, and an assessment of the most effective and efficient state and local regulatory structure for regulation of transportation network companies. The joint transportation committee must issue a report of its findings and recommendations to the house and senate transportation committees by January 14, 2019.

(8) \$300,000 of the multimodal transportation account—state appropriation is for the joint transportation committee to conduct a study regarding the regulation of taxi and for hire services regulated by state, local governments, and port districts. The study must compare state and local regulations in the state of Washington that govern these private passenger transportation services and may include recommendations for improving the consistency or overall effectiveness and competitive fairness of the current regulatory frameworks. In conducting the study, the joint transportation committee shall consult with the department of licensing, the utilities and transportation commission, the Washington state patrol, appropriate local entities engaged in the regulation of commercial passenger transportation services, and other relevant stakeholders. The joint transportation committee must issue a report of its findings and recommendations to the house and senate transportation committees by January 14, 2019.

(9)(a) ~~(((\$150,000 of the highway safety account—state appropriation is for))~~ Within existing resources, the joint transportation committee ~~((to)) shall~~ assess and recommend methods for setting state medical standards in the areas listed in (b) of this subsection for commercial driver's license holders and applicants, when these standards are not governed by specific criteria under federal law, to help reduce the current shortage of licensed commercial motor vehicle drivers in the state.

(b) This review must consist of an assessment of possible approaches for developing a method by which to set state standards for:

(i) Medical certification requirements for excepted interstate commercial driver's license holders and applicants, as this class is defined under 49 C.F.R. 383.71, who are not required to obtain medical certification under federal law; and

(ii) Medical waiver requirements for intrastate nonexcepted commercial driver's license holders and applicants, which must be set in a manner consistent with the requirements of 49 C.F.R. Sec. 350.341(h)(2).

(c) The review must include consideration and evaluation of the relevant practices, laws, and regulations of other states. The review must also ensure that recommendations made are consistent with federal law and do not jeopardize federal funding, and that they incorporate relevant safety considerations.

(d) The joint transportation committee must consult with the department of licensing, the Washington state patrol, the traffic safety commission, the state department of health, and stakeholders who rely on the state's commercial driver's license medical certification process.

(e) The joint transportation committee must issue a report of its findings and recommendations, including an indication of statutory changes needed to implement the recommendations, to the transportation committees of the legislature and the governor by January 14, 2019.

Sec. 804. 2018 c 297 s 207 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE PATROL

State Patrol Highway Account—State Appropriation	.....	(\$490,359,000)
		<u>\$475,475,000</u>
State Patrol Highway Account—Federal Appropriation	.....	\$14,571,000
State Patrol Highway Account—Private/Local		
Appropriation	.....	\$4,011,000
Highway Safety Account—State Appropriation		\$1,074,000
Ignition Interlock Device Revolving Account—State		
Appropriation	.....	\$510,000
Multimodal Transportation Account—State Appropriation	.....	\$276,000
	TOTAL	APPROPRIATION
	.....	<u>\$510,801,000</u>
		<u>\$495,917,000</u>

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

(1) Washington state patrol officers engaged in off-duty uniformed employment providing traffic control services to the department of transportation or other state agencies may use state patrol vehicles for the purpose of that employment, subject to guidelines adopted by the chief of the Washington state patrol. The Washington state patrol

must be reimbursed for the use of the vehicle at the prevailing state employee rate for mileage and hours of usage, subject to guidelines developed by the chief of the Washington state patrol.

(2) \$510,000 of the ignition interlock device revolving account—state appropriation is provided (~~solely~~) for the ignition interlock program at the Washington state patrol to provide funding for two staff to work and provide support for the program in working with manufacturers, service centers, technicians, and participants in the program.

(3) \$1,000,000 of the state patrol highway account—state appropriation is provided (~~solely~~) for ongoing support, system updates, maintenance, and an independent assessment of the P25 digital land mobile radio system. Of the amount provided in this subsection, \$400,000 must be used for the independent assessment of the P25 digital land mobile radio system. The independent assessment must identify implementation issues and coverage gaps and recommend strategies to address these issues and gaps. The assessment must be submitted to the governor and the transportation committees of the legislature by September 1, 2018. To the extent practicable, the Washington state patrol shall begin implementing recommendations before the completion of the independent assessment.

(4) The Washington state patrol and the department of transportation shall jointly submit a prioritized list of weigh station projects to the office of financial management by October 1, 2017. Projects submitted must include estimated costs for preliminary engineering, rights-of-way, and construction and must also consider the timing of any available funding for weigh station projects.

(5) The Washington state patrol and the office of financial management must be consulted by the department of transportation during the design phase of any improvement or preservation project that could impact Washington state patrol weigh station operations. During the design phase of any such project, the department of transportation must estimate the cost of designing around the affected weigh station's current operations, as well as the cost of moving the affected weigh station.

(6) \$580,000 of the state patrol highway account—state appropriation is provided (~~solely~~) for the operation of and administrative support to the license investigation unit to enforce vehicle registration laws in southwestern Washington. The Washington state patrol, in consultation with the department of revenue, shall maintain a running estimate of sales and use taxes remitted to the state pursuant to activity conducted by the license investigation unit. At the end of the calendar quarter in which it is estimated that more than \$625,000 in taxes have been remitted to the state since the effective date of this section, the Washington state patrol shall notify the state treasurer and the state treasurer shall transfer funds pursuant to section 408(25), chapter 313, Laws of 2017.

(7) \$600,000 of the state patrol highway account—state appropriation is provided (~~solely~~) for the implementation of chapter 181, Laws of 2017 (WSPRS salary definition).

(8) \$4,354,000 of the state patrol highway account—state appropriation is provided (~~solely~~) for an additional cadet class, consisting of the 35th arming class and 111th trooper basic training class, in the 2017-2019 fiscal biennium.

Sec. 805. 2018 c 297 s 208 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING

Marine Fuel Tax Refund Account—State Appropriation	\$34,000
Motorcycle Safety Education Account—State Appropriation	(\$4,607,000) <u>\$4,773,000</u>
State Wildlife Account—State Appropriation ..	(\$888,000) <u>\$538,000</u>
Highway Safety Account—State Appropriation	(\$254,301,000) <u>\$247,100,000</u>
Highway Safety Account—Federal Appropriation	\$3,215,000
Motor Vehicle Account—State Appropriation	(\$83,871,000) <u>\$82,456,000</u>
Motor Vehicle Account—Federal Appropriation ..	\$329,000
Motor Vehicle Account—Private/Local Appropriation	(\$5,224,000) <u>\$5,709,000</u>
Ignition Interlock Device Revolving Account—State Appropriation	(\$5,261,000) <u>\$5,932,000</u>
Department of Licensing Services Account—State Appropriation	\$6,903,000
License Plate Technology Account—State Appropriation	\$3,000,000
Abandoned Recreational Vehicle Account—State Appropriation	(\$172,000) <u>\$312,000</u>
(Driver Licensing Technology Support Account—State Appropriation	\$150,000)
TOTAL	APPROPRIATION
.....	<u>\$367,955,000</u>
	<u>\$360,301,000</u>

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

~~((2))~~ (1) \$20,810,000 of the highway safety account—state appropriation and \$3,000,000 of the license plate technology account—state appropriation are provided solely for business and technology modernization. The department and the state chief information officer or his or her designee must provide a joint project status report to the transportation committees of the legislature on at least a calendar quarter basis. The report must include, but is not limited to: Detailed information about the planned and actual scope, schedule, and budget; status of key vendor and other project deliverables; and a description of significant changes to planned deliverables or system functions over the life of the project. Project staff will periodically brief the committees or the committees' staff on system security and data protection measures.

~~((3))~~ (2) The department when modernizing its computer systems must place personal and company data elements in separate data fields to allow the department to select discrete data elements when providing information or data to persons or entities outside the department. This requirement must be included as part of the systems design in the department's business and technology modernization. Pursuant to the restrictions in federal and state law, a person's photo, social security number, or medical information must not be made available through public disclosure or data being provided under RCW 46.12.630 or 46.12.635.

~~((4))~~ (3) \$4,471,000 of the highway safety account—state appropriation is provided solely for costs necessary to accommodate increased demand for enhanced drivers' licenses and enhanced identicards. The office of financial management shall place the entire amount provided in this subsection in unallotted status. The office of financial management may release portions of the funds when it determines that average wait times have increased by more than two minutes based on wait time and volume data provided by the department compared to average wait times and volume during the month of December 2016. The department and the office of financial management shall evaluate the use of these funds on a monthly basis and periodically report to the transportation committees of the legislature on average wait times and volume data for enhanced drivers' licenses and enhanced identicards.

~~((5))~~ (4) The department shall continue to encourage the use of online vehicle registration renewal reminders and minimize the number of letters mailed by the department. To further this goal, the department shall develop a pilot program to replace first-class mail, letter-form renewal reminders with postcard renewal reminders. The goal of the pilot program is to realize substantial savings on printing and postage costs. The pilot program must include customers who performed their last renewal online and still receive a paper renewal notice. The appropriations in this section reflect savings in postage and printing costs of at least \$250,000 in the 2017-2019 fiscal biennium.

~~((6))~~ (5) \$550,000 of the highway safety account—state appropriation is provided solely for communication and outreach activities necessary to inform the public of federally acceptable identification options including, but not limited to, enhanced drivers' licenses and enhanced

identicards. The department shall develop and implement an outreach plan that includes informational material that can be effectively communicated to all communities and populations in Washington. At least thirty-five percent of this appropriation must be used by the department for outreach efforts to communities that would not otherwise be served by traditional media outlets.

~~((7))~~ (6) \$19,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 334, Laws of 2017 (distracted driving).

~~((8))~~ (7) \$57,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 11, Laws of 2017 (aviation license plate).

~~((9))~~ (8) \$572,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 197, Laws of 2017 (driver education uniformity).

~~((10))~~ (9) \$39,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 25, Laws of 2017 (Fred Hutch license plate).

~~((11))~~ (10) \$104,000 of the ignition interlock device revolving account—state appropriation is provided solely for the implementation of chapter 336, Laws of 2017 (impaired driving).

~~((12))~~ (11) \$500,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 206, Laws of 2017 (foster youth/driving).

~~((13))~~ (12) \$61,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 310, Laws of 2017 (REAL ID compliance).

~~((14))~~ (13)(a) Within existing funds, the department, in consultation with the department of ecology, shall convene a work group comprised of registered tow truck operators, hulk haulers, representatives from county solid waste facilities, and the recycling community to develop a sustainable plan for the collection and disposal of abandoned recreational vehicles.

(b) The work group shall report on the current problems relating to abandoned recreational vehicles and develop policy options for procedures relating to the transportation, recycling, and disposal of abandoned recreational vehicles, as well as other potentially related issues. As a result of its discussions, the work group shall also produce draft legislation. The final report and draft legislation are due to the standing transportation committees of the legislature on December 1, 2017.

~~((15))~~ (14) \$30,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 122, Laws of 2017 (reduced-cost identicards).

~~((16))~~ (15) \$112,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 218, Laws of 2017 (registration enforcement).

~~((17))~~ (16) \$30,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 43, Laws of 2017 (tow truck notices).

~~((18))~~ (17) \$230,000 of the highway safety account—state appropriation is provided solely for developing an application program interface service. This work must result in a mobile browser based application for use on tablet devices at licensing services offices.

(a) The application must be able to be used by licensing services offices staff for:

(i) Prescreening customers and directing them to the most efficient service line;

(ii) Performing any transaction within the department's online services;

(iii) Answering customer questions regarding license status and reinstatement; and

(iv) Providing a queue ticket to customers waiting for service inside and outside the office.

(b) Additionally, the application must be:

(i) Able to add a feature allowing customers to get in line via an online application and receive a mobile text message when their turn is approaching; and

(ii) Scalable to add other features to mobile devices to expedite customer service.

~~((20) \$27,796,000)~~ (18) \$21,096,000 of the highway safety account—state appropriation is provided solely for costs necessary to accommodate increased demand for enhanced drivers' licenses and enhanced identicards. The department shall report on a quarterly basis on the use of these funds, associated workload, and information with comparative information with recent comparable months in prior years. The report will include detailed statewide and by licensing service office information on staffing levels, average monthly wait times, the number of enhanced drivers' licenses and enhanced identicards issued/renewed, and the number of primary drivers' licenses and identicards issued/renewed. Within the amounts provided in this subsection, the department shall implement efficiency measures to reduce the time for licensing transactions and wait times, including, but not limited to, the installation of additional cameras at licensing service offices that reduce bottlenecks and align with the keep your customer initiative.

~~((24))~~ (19) \$45,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter ~~((Second Substitute House Bill No. 1513))~~ 109, Laws of 2018 (enhancing youth voter registration). If chapter ~~((Second Substitute House Bill No. 1513))~~ 109, Laws of 2018 is not enacted by June 30, 2018, the amount provided in this subsection lapses.

~~((23))~~ (20) \$70,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter ~~((Engrossed Second Substitute House Bill No. 2595))~~ 110, Laws of 2018

(procedures in order to automatically register citizens to vote). If chapter ~~((Engrossed Second Substitute House Bill No. 2595))~~ 110, Laws of 2018 is not enacted by June 30, 2018, the amount provided in this subsection lapses.

~~((24))~~ (21) \$26,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter ~~((Substitute House Bill No. 2612))~~ 135, Laws of 2018 (tow truck operators). If chapter ~~((Substitute House Bill No. 2612))~~ 135, Laws of 2018 is not enacted by June 30, 2018, the amount provided in this subsection lapses.

~~((27))~~ (22) \$34,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter ~~((Substitute Senate Bill No. 5746))~~ 67, Laws of 2018 (concerning the association of Washington generals). If chapter ~~((Substitute Senate Bill No. 5746))~~ 67, Laws of 2018 is not enacted by June 30, 2018, the amount provided in this subsection lapses.

~~((31))~~ (23) \$17,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter ~~((Substitute Senate Bill No. 6455))~~ 192, Laws of 2018 (bone marrow donation information). If chapter ~~((Substitute Senate Bill No. 6455))~~ 192, Laws of 2018 is not enacted by June 30, 2018, the amount provided in this subsection lapses.

~~((32))~~ (24) \$172,000 of the abandoned recreational vehicle disposal account—state appropriation is provided solely for the implementation of chapter ~~((Substitute Senate Bill No. 6437))~~ 287, Laws of 2018 (disposal of recreational vehicles abandoned on public property). If chapter ~~((Substitute Senate Bill No. 6437))~~ 287, Laws of 2018 is not enacted by June 30, 2018, the amount provided in this subsection lapses.

~~((33))~~ (25) \$13,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter ~~((Substitute Senate Bill No. 6438))~~ 79, Laws of 2018 (clarifying the collection process for existing vehicle service transactions). If chapter ~~((Substitute Senate Bill No. 6438))~~ 79, Laws of 2018 is not enacted by June 30, 2018, the amount provided in this subsection lapses.

~~((34))~~ (26) The department shall within the department's appropriations, conduct a study to evaluate options and potential methods for allowing digital license plates. The report must include information on the durability and legibility of digital license plates in different weather conditions, costs, data security, tolling and vehicle fees, protection of personal and vehicle information, and other implementation issues. This will include an evaluation of how the digital license plates can contain tamper-resistant and anti-theft features, but can continue to display the unique license plate number assigned to the vehicle at all times. The department of licensing must consult with the Washington state patrol, the department of transportation, and other appropriate entities in conducting the study. The department of licensing must present a report to the standing transportation committees of the legislature by January 1, 2019.

~~((35))~~ (27) \$200,000 of the highway safety account—state appropriation is provided solely for the department to implement employee training and other activities related to improving the protection of private information and increasing racial and cultural awareness by employees in administering licensing responsibilities.

(28) \$140,000 of the abandoned recreational vehicle disposal account—state appropriation is provided solely for providing reimbursements in accordance with the department's abandoned recreational vehicle disposal reimbursement program. It is the intent of the legislature that the department prioritize this funding for allowable and approved reimbursements and not to build a reserve of funds within the account.

Sec. 806. 2018 c 297 s 209 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
TOLL OPERATIONS AND MAINTENANCE—
PROGRAM B**

High Occupancy Toll Lanes Operations Account—State	
Appropriation	(\$4,462,000)
	<u>\$4,391,000</u>
Motor Vehicle Account—State Appropriation \$513,000	
State Route Number 520 Corridor Account—State	
Appropriation	(\$57,123,000)
	<u>\$55,885,000</u>
State Route Number 520 Civil Penalties Account—State	
Appropriation	\$4,129,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation	(\$33,618,000)
	<u>\$33,086,000</u>
Interstate 405 Express Toll Lanes Operations	
Account—State Appropriation	(\$21,757,000)
	<u>\$21,297,000</u>
Alaskan Way Viaduct Replacement Project Account—State	
Appropriation	(\$13,938,000)
	<u>\$6,656,000</u>
TOTAL	APPROPRIATION
.....	\$135,540,000
	<u>\$125,957,000</u>

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

(1) \$1,300,000 of the Tacoma Narrows toll bridge account—state appropriation and \$9,048,000 of the state route number 520 corridor account—state appropriation are provided solely for the purposes of addressing unforeseen operations and maintenance costs on the Tacoma Narrows bridge and the state route number 520 bridge, respectively.

The office of financial management shall place the amounts provided in this subsection, which represent a portion of the required minimum fund balance under the policy of the state treasurer, in unallotted status. The office may release the funds only when it determines that all other funds designated for operations and maintenance purposes have been exhausted.

(2) \$3,100,000 of the Interstate 405 express toll lanes operations account—state appropriation, \$1,498,000 of the state route number 520 corridor account—state appropriation, and \$1,802,000 of the high occupancy toll lanes operations account—state appropriation are provided solely for the operation and maintenance of roadside toll collection systems.

(3) ~~(\$4,131,000)~~ \$4,129,000 of the state route number 520 civil penalties account—state appropriation, \$2,192,000 of the Tacoma Narrows toll bridge account—state appropriation, and \$1,191,000 of the Interstate 405 express toll lanes operations account—state appropriation are provided solely for expenditures related to the toll adjudication process.

(4) The department shall make detailed quarterly expenditure reports available to the Washington state transportation commission and to the public on the department's web site using current resources. The reports must include a summary of toll revenue by facility on all operating toll facilities and high occupancy toll lane systems, and an itemized depiction of the use of that revenue.

(5) As long as the facility is tolled, the department must provide quarterly reports to the transportation committees of the legislature on the Interstate 405 express toll lane project performance measures listed in RCW 47.56.880(4). These reports must include:

(a) Information on the travel times and travel time reliability (at a minimum, average and 90th percentile travel times) maintained during peak and nonpeak periods in the express toll lanes and general purpose lanes for both the entire corridor and commonly made trips in the corridor including, but not limited to, northbound from Bellevue to Rose Hill, state route number 520 at NE 148th to Interstate 405 at state route number 522, Bellevue to Bothell (both NE 8th to state route number 522 and NE 8th to state route number 527), and a trip internal to the corridor (such as NE 85th to NE 160th) and similar southbound trips;

(b) A month-to-month comparison of travel times and travel time reliability for the entire corridor and commonly made trips in the corridor as specified in (a) of this subsection since implementation of the express toll lanes and, to the extent available, a comparison to the travel times and travel time reliability prior to implementation of the express toll lanes;

(c) Total express toll lane and total general purpose lane traffic volumes, as well as per lane traffic volumes for each type of lane (i) compared to total express toll lane and total general purpose lane traffic volumes, as well as per lane traffic volumes for each type of lane, on this segment of Interstate 405 prior to implementation of the express toll lanes and (ii) compared to total express toll lane and total

general purpose lane traffic volumes, as well as per lane traffic volumes for each type of lane, from month to month since implementation of the express toll lanes; and

(d) Underlying congestion measurements, that is, speeds, that are being used to generate the summary graphs provided, to be made available in a digital file format.

(6) (~~(\$666,000)~~) \$595,000 of the high occupancy toll lanes operations account—state appropriation, (~~(\$11,527,000)~~) \$10,289,000 of the state route number 520 corridor account—state appropriation, (~~(\$4,955,000)~~) \$4,423,000 of the Tacoma Narrows toll bridge account—state appropriation, (~~(\$4,286,000)~~) \$3,826,000 of the Interstate 405 express toll lanes operations account—state appropriation, and (~~(\$6,506,000)~~) \$5,807,000 of the Alaskan Way viaduct replacement project account—state appropriation are provided solely for the department to implement a new tolling customer service toll collection system, and are subject to the conditions, limitations, and review provided in section 701, chapter 313, Laws of 2017.

(a) The office of financial management shall place \$2,000,000 of the amounts provided in this subsection in unallotted status, to be distributed between the facilities using the account proportions in this subsection. If the vendors selected as the successful bidders for the new tolling customer service toll collection system or the operator of the new system are different than the vendor as of January 1, 2017, the office of financial management may release portions of this amount as transition costs.

(b) The funds provided in this subsection from the Alaskan Way viaduct replacement project account—state appropriation are provided through a transfer from the motor vehicle account—state in section 408(26), chapter 313, Laws of 2017. These funds are a loan to the Alaskan Way viaduct replacement project account—state, and the legislature assumes that these funds will be reimbursed to the motor vehicle account—state at a later date when the portion of state route number 99 that is the deep bore tunnel is operational.

(c) The department must provide a project status report to the office of financial management and the transportation committees of the legislature on at least a calendar quarterly basis. The report must include, but is not limited to:

(i) Detailed information about the planned and actual scope, schedule, and budget;

(ii) Status of key vendor and other project deliverables; and

(iii) A description of significant changes to planned deliverables or system functions over the life of the project.

(d) The department shall continue to work with the office of financial management, office of the chief information officer, and the transportation committees of the legislature on the project management plan that includes a provision for independent verification and validation of contract deliverables from the successful bidder and a provision for quality assurance that includes reporting

independently to the office of the chief information officer on an ongoing basis during system implementation.

(7) The department shall make detailed quarterly reports to the governor and the transportation committees of the legislature on the following:

(a) The use of consultants in the tolling program, including the name of the contractor, the scope of work, the type of contract, timelines, deliverables, any new task orders, and any extensions to existing consultant contracts;

(b) The nonvendor costs of administering toll operations, including the costs of staffing the division, consultants and other personal service contracts required for technical oversight and management assistance, insurance, payments related to credit card processing, transponder purchases and inventory management, facility operations and maintenance, and other miscellaneous nonvendor costs; and

(c) The vendor-related costs of operating tolled facilities, including the costs of the customer service center, cash collections on the Tacoma Narrows bridge, electronic payment processing, and toll collection equipment maintenance, renewal, and replacement.

(d) The toll adjudication process, including a summary table for each toll facility that includes:

(i) The number of notices of civil penalty issued;

(ii) The number of recipients who pay before the notice becomes a penalty;

(iii) The number of recipients who request a hearing and the number who do not respond;

(iv) Workload costs related to hearings;

(v) The cost and effectiveness of debt collection activities; and

(vi) Revenues generated from notices of civil penalty.

(8) (~~(\$13,179,000)~~) \$13,180,000 of the Interstate 405 express toll lanes operations account—state appropriation is provided solely for operational costs related to the express toll lane facility. The office of financial management shall place \$6,808,000 of the amount provided in this subsection in unallotted status. The office of financial management may only release the funds to the department upon the passage of a 2018 supplemental transportation budget.

(9) In 2021, toll equipment on the Tacoma Narrows Bridge will have reached the end of its operational life. During the 2017-2019 fiscal biennium, the department plans to issue a request for proposals as the first stage of a competitive procurement process that will replace the toll equipment and select a new tolling operator for the Tacoma Narrows Bridge. The request for proposals and subsequent competitive procurement must incorporate elements that prioritize the overall goal of lowering costs per transaction for the facility, such as incentives for innovative approaches which result in lower transactional costs, requests for efficiencies on the part of the bidder that lower operational

costs, and incorporation of technologies such as self-serve credit card machines or other point-of-payment technologies that lower costs or improve operational efficiencies.

(10) ~~(((\$5,583,000 of the Alaskan Way viaduct replacement project account state appropriation is provided solely for the new state route number 99 tunnel toll facility's expected proportional share of collecting toll revenues, operating customer services, and maintaining toll collection systems for the last seven months of the biennium. Due to the uncertainty of the new state route number 99 tunnel toll facility timeline, the legislature is holding the other tolled facilities' administrative cost shares constant for this biennium. The legislature expects to see appropriate reductions to the other toll facility accounts once tolling on the new state route number 99 tunnel toll facility commences and any previously incurred costs for start up of the new facility are charged back to the Alaskan Way viaduct replacement project account. The office of financial management shall closely monitor the application of the cost allocation model and ensure that the new state route number 99 tunnel toll facility is adequately sharing costs and the other toll facility accounts are not being overspent or subsidizing the new state route number 99 tunnel toll facility.~~

~~((11) \$1,849,000)) \$849,000 of the Alaskan Way viaduct replacement project account—state appropriation is provided solely for the costs associated with the sale of transponders for the opening of the new state route number 99 tunnel toll facility in Seattle. ~~((The office of financial management shall place \$510,000 of the amount provided in this subsection in unallotted status. The office of financial management may only release the funds to the department if it determines the transponder inventory will otherwise not be sufficient for facility ramp up.))~~~~

Sec. 807. 2018 c 297 s 210 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
INFORMATION TECHNOLOGY—PROGRAM C**

Transportation Partnership Account—State Appropriation \$1,460,000

Motor Vehicle Account—State Appropriation ~~(((\$87,865,000))~~
\$87,880,000

Puget Sound Ferry Operations Account—State Appropriation \$263,000

Multimodal Transportation Account—State Appropriation \$2,878,000

Transportation 2003 Account (Nickel Account)—State Appropriation \$1,460,000

TOTAL APPROPRIATION \$93,926,000
\$93,941,000

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

(1) \$9,588,000 of the motor vehicle account—state appropriation is provided solely for the development of the labor system replacement project and is subject to the conditions, limitations, and review provided in section 701, chapter 313, Laws of 2017. It is the intent of the legislature that if any portion of the labor system replacement project is leveraged in the future for the time, leave, and labor distribution of any other agencies, the motor vehicle account will be reimbursed proportionally for the development of the system since amounts expended from the motor vehicle account must be used exclusively for highway purposes in conformance with Article II, section 40 of the state Constitution. This must be accomplished through a loan arrangement with the current interest rate under the terms set by the office of the state treasurer at the time the system is deployed to additional agencies. If the motor vehicle account is not reimbursed for future use of the system, it is further the intent of the legislature that reductions will be made to central service agency charges accordingly.

(2) \$2,296,000 of the motor vehicle account—state appropriation is provided solely for the development of ferries network systems support.

(3) \$365,000 of the motor vehicle account—state appropriation is provided solely for the department to contract with a consultant to develop a plan, in consultation with the office of financial management, and cost estimate to modernize and migrate the department's business applications from an agency-based data center to the state data center or a cloud-based environment.

Sec. 808. 2018 c 297 s 211 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
FACILITY MAINTENANCE, OPERATIONS, AND
CONSTRUCTION—PROGRAM D—OPERATING**

Motor Vehicle Account—State Appropriation ~~(((\$29,368,000))~~

\$29,325,000

State Route Number 520 Corridor Account—State

Appropriation \$34,000

TOTAL APPROPRIATION \$29,402,000

\$29,359,000

Sec. 809. 2018 c 297 s 212 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
AVIATION—PROGRAM F**

Aeronautics Account—State Appropriation . ~~(((\$7,326,000))~~

\$7,247,000

Aeronautics Account—Federal Appropriation ~~(((\$6,855,000))~~

\$7,722,000

Aeronautics Account—Private/Local Appropriation	\$171,000
Public Use General Aviation Airport Loan Revolving	
Account—State Appropriation.....	\$35,000
TOTAL APPROPRIATION	\$14,387,000
	\$15,175,000

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

(1) \$3,122,000 of the aeronautics account—state appropriation is provided solely for the airport aid grant program, which provides competitive grants to public airports for pavement, safety, planning, and security.

(2) The entire public use general aviation airport loan revolving account—state appropriation is provided solely for the department to support and implement the public use general aviation airport loan program prior to the creation of the community aviation revitalization board.

~~((4))~~ (3) Within amounts appropriated in this section, the department shall convene an electric aircraft work group to analyze the state of the electrically powered aircraft industry and assess infrastructure needs related to the deployment of electric or hybrid-electric aircraft for commercial air travel in Washington state.

(a) The work group must include, but is not limited to, representation from the electric aircraft industry, the aircraft manufacturing industry, electric utility districts, the battery industry, the department of commerce, the department of transportation aviation division, the airline pilots association, a primary airport representing an airport association, and the airline industry.

(b) The work group must consider, at a minimum, and make recommendations on the feasibility of electric or hybrid-electric flight given: Federal certification requirements; current and anticipated advancements to battery technology; infrastructure requirements and capacity impacts at primary airports; the need for and feasibility of industry incentives; the potential for public-private partnerships; impacts to revenues generated from aviation fuel sales; educational requirements for maintaining electric or hybrid-electric powered aircraft; homeland security checkpoint requirements; public acceptance of the technology; a cost comparison of fossil fuel and electric or hybrid-electric aircraft engines; emission reduction potential; and policy changes needed to facilitate electric or hybrid-electric powered aircraft use for commercial air travel in Washington state.

(c) The work group must report its findings and recommendations to the transportation committees of the legislature by June 30, 2019.

Sec. 810. 2018 c 297 s 213 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—PROGRAM DELIVERY MANAGEMENT AND SUPPORT—PROGRAM H

Motor Vehicle Account—State Appropriation	(\$56,408,000)
Public Use General Aviation Airport Loan Revolving	\$56,407,000
Motor Vehicle Account—Federal Appropriation ..	\$500,000
Multimodal Transportation Account—State Appropriation	\$256,000
TOTAL APPROPRIATION	\$57,163,000

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

(1) \$300,000 of the motor vehicle account—state appropriation is provided solely for the completion of property value determinations for surplus properties to be sold. The value determinations must be completed by agency staff if available; otherwise, the agency may contract out for these services. The real estate services division of the department must recover the cost of its efforts from the sale of surplus property. Proceeds for surplus property sales must fund additional future sales, and the real estate services division shall prioritize staff resources to meet revenue assumptions for surplus property sales.

(2) The legislature recognizes that the trail known as the Rocky Reach Trail, and its extensions, serve to separate motor vehicle traffic from pedestrians and bicyclists, increasing motor vehicle safety on state route number 2 and the coincident section of state route number 97. Consistent with chapter 47.30 RCW and pursuant to RCW 47.12.080, the legislature declares that transferring portions of WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and associated buffer areas to the Washington state parks and recreation commission is consistent with the public interest. The legislature directs the department to transfer the property to the Washington state parks and recreation commission.

(a) The department must be paid fair market value for any portions of the transferred real property that is later abandoned, vacated, or ceases to be publicly maintained for trail purposes.

(b) Prior to completing the transfer in this subsection (2), the department must ensure that provisions are made to accommodate private and public utilities and any facilities that predate the department's acquisition of the property, at no cost to those entities. Prior to completing the transfer, the department shall also ensure that provisions, by fair market assessment, are made to accommodate other private and public utilities and any facilities that have been legally allowed by permit or other instrument.

(c) The department may sell any adjoining property that is not necessary to support the Rocky Reach Trail and adjacent buffer areas only after the transfer of trail-related property to the Washington state parks and recreation commission is complete. Adjoining property owners must be given the first opportunity to acquire such property that abuts their property, and applicable boundary line or other

adjustments must be made to the legal descriptions for recording purposes.

(3) With respect to Parcel 12 of the real property conveyed by the state of Washington to the city of Mercer Island under that certain quitclaim deed, dated April 19, 2000, recorded in King county under recording no. 20000425001234, the requirement in the deed that the property be used for road/street purposes only will be deemed satisfied by the department of transportation so long as commuter parking, as part of the vertical development of the property, is one of the significant uses of the property.

Sec. 811. 2018 c 297 s 214 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
PUBLIC-PRIVATE PARTNERSHIPS—PROGRAM K**

Motor Vehicle Account—State Appropriation (~~(\$639,000)~~)
\$636,000

Electric Vehicle Charging Infrastructure
Account—State Appropriation..... \$1,000,000
Multimodal Transportation Account—State
Appropriation \$610,000
TOTAL APPROPRIATION ~~\$2,249,000~~
\$2,246,000

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

(1) \$35,000 of the multimodal transportation account—state appropriation is provided solely for the public-private partnerships program to conduct an outreach effort to assess interest in a public-private partnership to rebuild the Anacortes ferry terminal. The public-private partnerships program shall issue a request for letters of interest, similar to the request issued in 2009, in a public-private partnership to rebuild the Anacortes ferry terminal by combining the ferry terminal functions and structure with one or more commercial ventures, including, but not limited to, ventures to provide lodging, conference and meeting facilities, food service, shopping, or other retail operations. The public-private partnerships program shall notify the transportation committees of the legislature upon release of the request for letters of interest and shall provide the transportation committees of the legislature with a summary of the information collected once the letters of interest have been received.

(2) \$1,000,000 of the electric vehicle charging infrastructure account—state appropriation is provided solely for the purpose of capitalizing the Washington electric vehicle infrastructure bank as provided in chapter 44, Laws of 2015 3rd sp. sess. (transportation revenue). The department may spend no more than one million dollars from the electric vehicle charging infrastructure account during the four-year period of the 2015-2017 and 2017-2019 fiscal biennia.

(3) The economic partnerships program must continue to explore retail partnerships at state-owned park and ride facilities, as authorized in RCW 47.04.295.

(4) \$500,000 of the multimodal transportation account—state appropriation is provided solely to study public-private partnership alternatives for the financing and construction of an entry building located at Colman Dock.

(a) As part of the study, the public-private partnerships program must work with the city of Seattle, Native American tribes, and local community groups to evaluate the efficacy of contracting with a private entity to participate in the construction of the Colman Dock entry building. The study must:

(i) Identify and discuss options to construct the facility as currently scoped;

(ii) Identify and discuss options, including rescoping the current design of the facility for purposes of providing a project that has the potential to increase economic development activities along the Seattle waterfront area, such as through the inclusion of office space and restaurants;

(iii) Consider concepts and options found in the design development described in the 2013-2015 capital budget (chapter 19, Laws of 2013 2nd sp. sess.), including connections to Pier 48 as a future public park;

(iv) Consider rooftop public access for panoramic views of the Puget Sound and Olympic mountains; and

(v) Consider exhibits of the history and heritage of the vicinity.

(b) By November 15, 2017, the public-private partnerships program must provide a report to the governor and the transportation committees of the legislature on the program's findings and recommendations.

(5) \$75,000 of the multimodal transportation account—state appropriation is provided solely for the department to contract with the Puget Sound Clean Air Agency to conduct a study that identifies and evaluates opportunities to facilitate low-income utilization of electric vehicles. The study must include, but is not limited to, development and evaluation of an electric vehicle car-sharing program for low-income housing sites that is designed to maximize the use of electric vehicles by residents of these sites, and that must consider any infrastructure needs that will need to be met to support the use of electric vehicles at these sites. The department must provide a report detailing the findings of this study to the transportation committees of the legislature by December 1, 2018.

Sec. 812. 2018 c 297 s 215 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
HIGHWAY MAINTENANCE—PROGRAM M**

Motor Vehicle Account—State Appropriation
..... (~~(\$451,660,000)~~)
\$469,820,000

Motor Vehicle Account—Federal Appropriation	\$7,000,000
State Route Number 520 Corridor Account—State	
Appropriation	\$4,447,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation	\$1,233,000
Alaskan Way Viaduct Replacement Project	
Account—State Appropriation	(\$2,982,000)
	<u>\$1,865,000</u>
TOTAL	APPROPRIATION
	\$467,322,000
	<u>\$484,365,000</u>

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

- (1) (~~\$8,000,000~~) \$8,242,000 of the motor vehicle account—state appropriation is provided solely for utility fees assessed by local governments as authorized under RCW 90.03.525 for the mitigation of stormwater runoff from state highways.
- (2) \$4,447,000 of the state route number 520 corridor account—state appropriation is provided solely to maintain the state route number 520 floating bridge. These funds must be used in accordance with RCW 47.56.830(3).
- (3) \$1,233,000 of the Tacoma Narrows toll bridge account—state appropriation is provided solely to maintain the new Tacoma Narrows bridge. These funds must be used in accordance with RCW 47.56.830(3).
- (4) \$35,000 of the motor vehicle account—state appropriation is provided solely for the department to submit a request for proposals as part of a pilot project that explores the use of rotary auger ditch cleaning and reshaping service technology in maintaining roadside ditches for state highways. The pilot project must consist of at least one technology test on each side of the Cascade mountain range.
- (5) \$631,000 of the motor vehicle account—state appropriation is provided solely for the department to implement safety improvements and debris clean up on department-owned rights-of-way in the city of Seattle. Direct or contracted activities must include collecting and disposing of garbage, clearing debris or hazardous material, and implementing safety improvements. Funds may also be used to contract with the city of Seattle to provide mutual services in rights-of-way similar to contract agreements in the 2015-2017 fiscal biennium. \$381,000 of the amount provided in this subsection is provided solely for one-time equipment procurement needed to implement this subsection.
- (6) \$15,000,000 of the motor vehicle account—state appropriation is provided solely for extraordinary snow and ice removal expenses and related road repair expenses incurred during the winter of 2018-2019.

Sec. 813. 2018 c 297 s 216 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
TRAFFIC OPERATIONS—PROGRAM Q—
OPERATING**

Motor Vehicle Account—State Appropriation	(\$65,743,000)
	<u>\$65,711,000</u>
Motor Vehicle Account—Federal Appropriation	\$2,050,000
Motor Vehicle Account—Private/Local Appropriation	(\$250,000)
	<u>\$350,000</u>
TOTAL	APPROPRIATION
	\$68,043,000
	<u>\$68,111,000</u>

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

- (1) \$6,000,000 of the motor vehicle account—state appropriation is provided solely for low-cost enhancements. The department shall give priority to low-cost enhancement projects that improve safety or provide congestion relief. By December 15th of each odd-numbered year, the department shall provide a report to the legislature listing all low-cost enhancement projects completed in the prior fiscal biennium.
- (2) When regional transit authority construction activities are visible from a state highway, the department shall allow the regional transit authority to place safe and appropriate signage informing the public of the purpose of the construction activity.
- (3) The department must make signage for low-height bridges a high priority.
- (4) \$50,000 of the motor vehicle account—state appropriation is provided solely for the department to coordinate with the appropriate local jurisdictions for development and implementation of a historic route 10 signage program on Interstate 90 from the Columbia River to the Idaho state border.
- (5)(a) During the 2017-2019 fiscal biennium, the department shall continue a pilot program that expands private transportation providers' access to high occupancy vehicle lanes. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, the following vehicles must be authorized to use the reserved portion of the highway if the vehicle has the capacity to carry eight or more passengers, regardless of the number of passengers in the vehicle: (i) Auto transportation company vehicles regulated under chapter 81.68 RCW; (ii) passenger charter carrier vehicles regulated under chapter 81.70 RCW, except marked or unmarked stretch limousines and stretch sport utility vehicles as defined under department of licensing rules; (iii) private nonprofit transportation provider vehicles regulated

under chapter 81.66 RCW; and (iv) private employer transportation service vehicles. For purposes of this subsection, "private employer transportation service" means regularly scheduled, fixed-route transportation service that is offered by an employer for the benefit of its employees. Nothing in this subsection is intended to authorize the conversion of public infrastructure to private, for-profit purposes or to otherwise create an entitlement or other claim by private users to public infrastructure.

(b) The department shall expand the high occupancy vehicle lane access pilot program to vehicles that deliver or collect blood, tissue, or blood components for a blood-collecting or distributing establishment regulated under chapter 70.335 RCW. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, blood-collecting or distributing establishment vehicles that are clearly and identifiably marked as such on all sides of the vehicle are considered emergency vehicles and must be authorized to use the reserved portion of the highway.

(c) The department shall expand the high occupancy vehicle lane access pilot program to private, for hire vehicles regulated under chapter 81.72 RCW that have been specially manufactured, designed, or modified for the transportation of a person who has a mobility disability and uses a wheelchair or other assistive device. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, wheelchair-accessible taxicabs that are clearly and identifiably marked as such on all sides of the vehicle are considered public transportation vehicles and must be authorized to use the reserved portion of the highway.

(d) Nothing in this subsection (5) is intended to exempt these vehicles from paying tolls when they do not meet the occupancy requirements established by the department for high occupancy toll lanes.

Sec. 814. 2018 c 297 s 217 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
TRANSPORTATION MANAGEMENT AND
SUPPORT—PROGRAM S**

Motor Vehicle Account—State	Appropriation
.....	.....(\$34,198,000)
	<u>\$34,207,000</u>
Motor Vehicle Account—Federal	Appropriation
.....	.....\$1,656,000
Multimodal Transportation Account—State	
Appropriation	\$1,129,000
	TOTAL APPROPRIATION
.....	<u>\$36,983,000</u>
	<u>\$36,992,000</u>

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

(1) \$1,500,000 of the motor vehicle account—state appropriation is provided solely for a grant program that makes awards for the following: (a) Support for nonprofit agencies, churches, and other entities to help provide outreach to populations underrepresented in the current apprenticeship programs; (b) preapprenticeship training; and (c) child care, transportation, and other supports that are needed to help women, veterans, and minorities enter and succeed in apprenticeship. The department must report on grants that have been awarded and the amount of funds disbursed by December 1, 2017, and annually thereafter.

(2) \$300,000 of the motor vehicle account—state appropriation is provided solely for succession planning and leadership training. The department shall report on the implementation of these activities to the transportation committees of the legislature by December 31, 2018.

(3) From the revenues generated by the five dollar per studded tire fee under RCW 46.37.427, \$150,000 of the motor vehicle account—state appropriation is provided solely for the department, in consultation with the appropriate local jurisdictions and relevant stakeholder groups, to establish a pilot media-based public information campaign regarding the damage of studded tire use on state and local roadways in Spokane county. The reason for the geographic selection of Spokane county for the pilot is based on the high utilization of studded tires in this jurisdiction. The public information campaign must primarily focus on making the consumer aware of the road deterioration, financial impact for taxpayers, the safety implications for other drivers, and, secondarily, the alternatives to studded tires. The pilot must begin by September 1, 2018. By January 14, 2019, the department shall provide the transportation committees of the legislature an update on the pilot public information program. It is the intent of the legislature that the public information campaign will be a two-year pilot program with a report to the legislature upon completion of the pilot program.

Sec. 815. 2018 c 297 s 218 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
TRANSPORTATION PLANNING, DATA, AND
RESEARCH—PROGRAM T**

Motor Vehicle Account—State	Appropriation
.....	.....(\$28,073,000)
	<u>\$27,604,000</u>
Motor Vehicle Account—Federal	Appropriation
.....	.....\$39,782,000
Motor Vehicle Account—Local	Appropriation.....
	\$100,000
Multimodal Transportation Account—State	Appropriation
	\$711,000
Multimodal Transportation Account—Federal	
Appropriation	\$2,809,000
Multimodal Transportation Account—Private/Local	
Appropriation	\$100,000

TOTAL	APPROPRIATION
.....	<u>\$71,575,000</u>
	<u>\$71,106,000</u>

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

(1) The department shall investigate opportunities for a transit-oriented development pilot project at the existing Kingsgate park and ride at Interstate 405 and 132nd. The department must coordinate with the city of Kirkland and other key stakeholders to determine the feasibility and cost of transit-oriented development at Kingsgate. A report on the process and outcomes is due to the transportation committees of the legislature no later than December 1, 2017.

(2) \$100,000 of the motor vehicle account—state appropriation and \$250,000 of the motor vehicle account—federal appropriation are provided solely for a study that details a cost estimate for replacing the westbound U.S. 2 trestle and recommends a series of financing options to address that cost and to satisfy debt service requirements.

In conducting the study, the department shall work in close collaboration with a stakeholder group that includes, but is not limited to, Snohomish county, the port of Everett, economic alliance Snohomish county, the cities of Everett, Lake Stevens, Marysville, Snohomish, and Monroe, and affected transit agencies.

The department shall quantify both the cost of replacing the westbound trestle structure and making mobility and capacity improvements to maximize the use of the structure in the years leading up to full replacement. Financing options that should be examined and quantified include public-private partnerships, public-public partnerships, a transportation benefit district tailored to the specific incorporated and unincorporated area, loans and grants, and other alternative financing measures available at the state or federal level.

The department shall also evaluate ways in which the costs of alternative financing can be debt financed.

The department shall complete the study and submit a final report and recommendations to the transportation committees of the legislature, including recommendations on statutory changes needed to implement available financing options, by January 8, 2018.

(3) \$181,000 of the motor vehicle account—state appropriation is provided solely for the department, in coordination with the University of Washington department of mechanical engineering, to study measures to reduce noise impacts from bridge expansion joints. The study must examine testing methodologies and project timelines and costs. A final report must be submitted to the transportation committees of the legislature by October 15, 2018.

(4) \$200,000 of the motor vehicle account—state appropriation is provided solely for implementation of a practical solutions study for the state route number 162 and state route number 410 interchange, based on the recommendations of the SR-162 Study/Design project

(L2000107). The study must include short, medium, and long-term phase recommendations and must be submitted to the transportation committees of the legislature by January 1, 2019.

(5) \$500,000 of the motor vehicle account—state appropriation is provided solely for implementation of a state route number 518 corridor study to be conducted in partnership with the Port of Seattle, Sound Transit and other regional entities. The department must study practical solutions to address high vehicle volumes and delays in the corridor including evaluation of solutions to the rapid growth of traffic in the corridor and how that growth impacts access to the Seattle-Tacoma international airport and the surrounding communities. ~~((The study must be submitted to the transportation committees of the legislature by June 30, 2019.))~~

(6) ~~(\$500,000)~~ \$370,000 of the motor vehicle account—state appropriation and \$50,000 of the motor vehicle account—local appropriation are provided solely for implementation of a corridor study to identify potential improvements between exit 116 and exit 99 of Interstate 5. The study should further develop mid- and long-term strategies from the corridor sketch, and identify potential US 101/I-5 interchange improvements, a strategic plan for the Nisqually River bridges, regional congestion relief options, and ecosystem benefits to the Nisqually River estuary for salmon productivity and flood control.

(7) Among the options studied as part of the SR 410 Corridor Study, the department shall examine the mobility and safety benefits of replacing or expanding the White River bridge between Enumclaw and Buckley to four lanes and removing the trestle.

(8) Within existing resources, the department shall meet with local stakeholders in south Pierce county and North Thurston county to discuss potential solutions to traffic congestion; emergency management concerns regarding routes away from natural disasters and around incidents similar to the train derailment that occurred on December 18, 2017; and what state transportation investments would benefit the economic development of the area. The department shall provide regular updates on its progress to the joint transportation committee.

Sec. 816. 2018 c 297 s 219 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
CHARGES FROM OTHER AGENCIES—PROGRAM
U**

Motor Vehicle Account—State	Appropriation
.....	(\$75,058,000)
	<u>\$81,004,000</u>
Multimodal Transportation Account—State	
Appropriation	\$1,982,000
	TOTAL APPROPRIATION
.....	<u>\$77,040,000</u>
	<u>\$82,986,000</u>

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

(1) \$2,500,000 of the motor vehicle account—state appropriation is provided solely for the difference between the state liability coverage amounts and actual lawsuit award for recently settled traffic accident claims.

(2) \$3,200,000 of the motor vehicle account—state appropriation is provided solely for increased legal and lawsuit claims for the Washington state ferry system.

Sec. 817. 2018 c 297 s 220 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC TRANSPORTATION—PROGRAM V

State Vehicle Parking Account—State Appropriation	\$784,000	
Regional Mobility Grant Program Account—State Appropriation	(\$101,786,000)	<u>\$81,869,000</u>
Rural Mobility Grant Program Account—State Appropriation	\$32,223,000	
Multimodal Transportation Account—State Appropriation	(\$98,381,000)	<u>\$90,723,000</u>
Multimodal Transportation Account—Federal Appropriation	\$3,574,000	
	TOTAL	APPROPRIATION
	.....	<u>\$236,748,000</u>
		<u>\$209,173,000</u>

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

(1) \$52,679,000 of the multimodal transportation account—state appropriation is provided solely for a grant program for special needs transportation provided by transit agencies and nonprofit providers of transportation. Of this amount:

(a) \$12,000,000 of the multimodal transportation account—state appropriation is provided solely for grants to nonprofit providers of special needs transportation. Grants for nonprofit providers must be based on need, including the availability of other providers of service in the area, efforts to coordinate trips among providers and riders, and the cost effectiveness of trips provided. Of the amount provided in this subsection (1)(a), \$25,000 of the multimodal transportation account—state appropriation is provided solely for the ecumenical christian helping hands organization for special needs transportation services.

(b) \$40,679,000 of the multimodal transportation account—state appropriation is provided solely for grants to transit agencies to transport persons with special transportation needs. To receive a grant, the transit agency

must, to the greatest extent practicable, have a maintenance of effort for special needs transportation that is no less than the previous year's maintenance of effort for special needs transportation. Grants for transit agencies must be prorated based on the amount expended for demand response service and route deviated service in calendar year 2015 as reported in the "Summary of Public Transportation - 2015" published by the department of transportation. No transit agency may receive more than thirty percent of these distributions.

(2) \$32,223,000 of the rural mobility grant program account—state appropriation is provided solely for grants to aid small cities in rural areas as prescribed in RCW 47.66.100.

(3)(a) \$10,702,000 of the multimodal transportation account—state appropriation is provided solely for a vanpool grant program for: (i) Public transit agencies to add vanpools or replace vans; and (ii) incentives for employers to increase employee vanpool use. The grant program for public transit agencies will cover capital costs only; operating costs for public transit agencies are not eligible for funding under this grant program. Additional employees may not be hired from the funds provided in this section for the vanpool grant program, and supplanting of transit funds currently funding vanpools is not allowed. The department shall encourage grant applicants and recipients to leverage funds other than state funds.

(b) At least \$1,600,000 of the amount provided in this subsection must be used for vanpool grants in congested corridors.

(4) \$24,107,000 of the regional mobility grant program account—state appropriation is reappropriated and provided solely for the regional mobility grant projects identified in LEAP Transportation Document (~~(2018)~~) 2019-2 ALL PROJECTS as developed (~~(March 5)~~) April 27, (~~(2018)~~) 2019, Program - Public Transportation Program (V). Of the amounts provided in this subsection, \$757,000 of the regional mobility grant program account—state appropriation is reappropriated for the Kitsap Transit, SR 305 Interchange Improvements at Suquamish Way Park and Ride (Project 20130101).

(5)(a) (~~(\$77,679,000)~~) \$57,762,000 of the regional mobility grant program account—state appropriation is provided solely for the regional mobility grant projects identified in LEAP Transportation Document (~~(2018)~~) 2019-2 ALL PROJECTS as developed (~~(March 5)~~) April 27, (~~(2018)~~) 2019, Program - Public Transportation Program (V). The department shall review all projects receiving grant awards under this program at least semiannually to determine whether the projects are making satisfactory progress. Any project that has been awarded funds, but does not report activity on the project within one year of the grant award, must be reviewed by the department to determine whether the grant should be terminated. The department shall promptly close out grants when projects have been completed, and any remaining funds must be used only to fund projects identified in the LEAP transportation document referenced in this subsection. The department shall provide annual status reports on December 15, 2017, and December 15, 2018, to the office of financial

management and the transportation committees of the legislature regarding the projects receiving the grants. It is the intent of the legislature to appropriate funds through the regional mobility grant program only for projects that will be completed on schedule. A grantee may not receive more than twenty-five percent of the amount appropriated in this subsection. The department shall not approve any increases or changes to the scope of a project for the purpose of a grantee expending remaining funds on an awarded grant.

(b) In order to be eligible to receive a grant under (a) of this subsection during the 2017-2019 fiscal biennium, a transit agency must establish a process for private transportation providers to apply for the use of park and ride facilities. For purposes of this subsection, (i) "private transportation provider" means: An auto transportation company regulated under chapter 81.68 RCW; a passenger charter carrier regulated under chapter 81.70 RCW, except marked or unmarked stretch limousines and stretch sport utility vehicles as defined under department of licensing rules; a private nonprofit transportation provider regulated under chapter 81.66 RCW; or a private employer transportation service provider; and (ii) "private employer transportation service" means regularly scheduled, fixed-route transportation service that is offered by an employer for the benefit of its employees.

(6) Funds provided for the commute trip reduction (CTR) program may also be used for the growth and transportation efficiency center program.

(7) \$7,170,000 of the multimodal transportation account—state appropriation and \$784,000 of the state vehicle parking account—state appropriation are provided solely for CTR grants and activities. Of this amount:

(a) \$500,000 of the multimodal transportation account—state appropriation is provided solely for a voluntary pilot program to expand public-private partnership CTR incentives to make measurable reductions in off-peak, weekend, and nonwork trips. Ridesharing may be integrated into grant proposals. The department shall prioritize grant proposals that focus on the Interstate 90, Interstate 5, state route number 167, or Interstate 405 corridor. The department shall offer competitive trip-reduction grants. The department shall report to the transportation committees of the legislature by December 1, 2018, on the pilot program's impacts to the transportation system and potential improvements to the CTR grant program.

(b) \$1,000,000 of the multimodal transportation account—state appropriation is provided solely for the department to direct a pilot transit pass incentive program. Businesses and nonprofit organizations located in a county adjacent to Puget Sound with a population of more than seven hundred thousand that have never offered transit subsidies to employees are eligible to apply to the program for a fifty percent rebate on the cost of employee transit subsidies provided through the regional ORCA fare collection system. No single business or nonprofit organization may receive more than ten thousand dollars from the program.

(i) Businesses and nonprofit organizations may apply and be awarded funds prior to purchasing a transit

subsidy, but the department may not provide reimbursement until proof of purchase or a contract has been provided to the department.

(ii) The department shall report to the transportation committees of the legislature on the impact of the program by June 30, 2019, and may adopt rules to administer the program; and

(c) \$30,000 of the state vehicle parking account—state appropriation is provided solely for the STAR pass program for state employees residing in Mason and Grays Harbor Counties. Use of the pass is for public transportation between Mason County and Thurston County, and Grays Harbor and Thurston County. The pass may also be used within Grays Harbor County.

(8) (~~(\$20,891,000)~~) \$13,233,000 of the multimodal transportation account—state appropriation is provided solely for connecting Washington transit projects identified in LEAP Transportation Document (~~(2018)~~) 2019-2 ALL PROJECTS as developed (~~(March 5)~~) April 27, (2018) 2019. It is the intent of the legislature that entities identified to receive funding in the LEAP document referenced in this subsection receive the amounts specified in the time frame specified in that LEAP document. If an entity has already completed a project in the LEAP document referenced in this subsection before the time frame identified, the entity may substitute another transit project or projects that cost a similar or lesser amount.

(9) \$2,000,000 of the multimodal transportation account—state appropriation is provided solely for transit coordination grants.

(10) \$250,000 of the multimodal transportation account—state appropriation is provided solely for King county for a pilot program to provide certain students in the Highline and Lake Washington school districts with an ORCA card during the summer. To be eligible for an ORCA card under this program, a student must also be in high school, be eligible for free and reduced-price lunches, and have a job or other responsibility during the summer. King county must provide a report to the department and the transportation committees of legislature by December 15, 2018, regarding: The annual student usage of the pilot program, available ridership data, the cost to expand the program to other King county school districts, the cost to expand the program to student populations other than high school or eligible for free and reduced-price lunches, opportunities for subsidized ORCA cards or local grant or matching funds, and any additional information that would help determine if the pilot program should be extended or expanded.

(11) The department shall not require more than a ten percent match from nonprofit transportation providers for state grants.

(12)(a) For projects funded as part of the 2015 connecting Washington transportation package listed on the LEAP transportation document identified in subsection (4) of this section, if the department expects to have substantial reappropriations for the 2019-2021 fiscal biennium, the department may, on a pilot basis, apply funding from a

project with an appropriation that cannot be used for the current fiscal biennium to advance one or more of the following projects:

- (i) King County Metro - RapidRide Expansion, Burien-Delridge (G2000031);
- (ii) King County Metro - Route 40 Northgate to Downtown (G2000032);
- (iii) Spokane Transit - Spokane Central City Line (G2000034);
- (iv) Kitsap Transit - East Bremerton Transfer Center (G2000039); or
- (v) City of Seattle - Northgate Transit Center Pedestrian Bridge (G2000041).

(b) At least ten business days before advancing a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2019-2021 fiscal biennium.

(13) \$300,000 of the multimodal transportation account—state appropriation is provided solely for Pierce Transit to procure and install digital transit information technology at various transit centers, in order to provide transit riders with real-time arrival and departure information.

(14) \$750,000 of the multimodal transportation account—state appropriation is provided solely for the Intercity Transit Dash shuttle program.

Sec. 818. 2018 c 297 s 221 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—MARINE—PROGRAM X

Puget Sound Ferry Operations Account—State	
Appropriation	(\$509,954,000)
	<u>\$516,229,000</u>
Puget Sound Ferry Operations Account—Federal	
Appropriation	\$8,743,000
Puget Sound Ferry Operations Account—Private/Local	
Appropriation	\$121,000
TOTAL	APPROPRIATION
.....	<u>\$518,818,000</u>
	<u>\$525,093,000</u>

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

(1) The office of financial management budget instructions require agencies to recast enacted budgets into activities. The Washington state ferries shall include a greater level of detail in its 2017-2019 supplemental and 2019-2021 omnibus transportation appropriations act

requests, as determined jointly by the office of financial management, the Washington state ferries, and the transportation committees of the legislature. This level of detail must include the administrative functions in the operating as well as capital programs.

(2) For the 2017-2019 fiscal biennium, the department may enter into a distributor controlled fuel hedging program and other methods of hedging approved by the fuel hedging committee.

(3) (~~(\$71,004,000)~~) \$73,587,000 of the Puget Sound ferry operations account—state appropriation is provided solely for auto ferry vessel operating fuel in the 2017-2019 fiscal biennium, which reflect cost savings from a reduced biodiesel fuel requirement and, therefore, is contingent upon the enactment of section 703 chapter 313, Laws of 2017. The amount provided in this subsection represents the fuel budget for the purposes of calculating any ferry fare fuel surcharge.

(4) \$30,000 of the Puget Sound ferry operations account—state appropriation is provided solely for the marine division assistant secretary's designee to the board of pilotage commissioners, who serves as the board chair. As the agency chairing the board, the department shall direct the board chair, in his or her capacity as chair, to require that the report to the governor and chairs of the transportation committees required under RCW 88.16.035(1)(f) be filed by September 1, 2017, and annually thereafter, and that the report include the continuation of policies and procedures necessary to increase the diversity of pilots, trainees, and applicants, including a diversity action plan. The diversity action plan must articulate a comprehensive vision of the board's diversity goals and the steps it will take to reach those goals.

(5) (~~(\$500,000)~~) \$750,000 of the Puget Sound ferry operations account—state appropriation is provided solely for operating costs related to moving vessels for emergency capital repairs. Funds may only be spent after approval by the office of financial management.

(6) \$25,000 of the Puget Sound ferry operations account—state appropriation is provided solely for additional hours of traffic control assistance by a uniformed officer at the Fauntleroy ferry terminal.

(7) \$75,000 of the Puget Sound ferry operations account—state appropriation is provided solely for the department to contract with the University of Washington to conduct an analysis of loading procedures at the Fauntleroy ferry terminal. The department must share the results of the analysis with the governor's office and the transportation committees of the legislature by December 31, 2018.

(8) \$3,612,000 of the Puget Sound ferry operations account—state appropriation is provided solely for additional overtime costs. Within the amount provided in this subsection, the department shall contract with a uniformed officer for additional traffic control assistance at the Kingston ferry terminal during peak ferry travel times, with a particular focus on Sundays and holiday weekends. Traffic control methods should include, but not be limited to, holding traffic on the shoulder at Lindvog Road until

space opens for cars at the tollbooths and dock, and management of traffic on Highway 104 in order to ensure Kingston residents and business owners have access to businesses, roads, and driveways.

Sec. 819. 2018 c 297 s 222 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—OPERATING

Multimodal Transportation Account—State	
Appropriation	(\$81,013,000)
	<u>\$65,878,000</u>
Multimodal Transportation Account—Private/Local	
Appropriation	\$496,000
TOTAL	APPROPRIATION
.....	\$81,509,000
	<u>\$66,374,000</u>

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

(1) \$300,000 of the multimodal transportation account—state appropriation is provided solely for a consultant study of ultra high-speed ground transportation. "Ultra high-speed" means two hundred fifty miles per hour or more. The study must identify the costs and benefits of ultra high-speed ground transportation along a north-south alignment in Washington state. The study must provide:

(a) An update to the high speed ground transportation study commissioned pursuant to chapter 231, Laws of 1991 and delivered to the governor and legislature on October 15, 1992;

(b) An analysis of an ultra high-speed ground transportation alignment between Vancouver, British Columbia and Portland, Oregon with stations in: Vancouver, British Columbia; Bellingham, Everett, Seattle, SeaTac, Tacoma, Olympia, and Vancouver, Washington; and Portland, Oregon, with an option to connect with an east-west alignment in Washington state and with a similar system in the state of California; and

(c) An analysis of the following key elements:

(i) Economic feasibility;

(ii) Forecasted demand;

(iii) Corridor identification;

(iv) Land use and economic development and environmental implications;

(v) Compatibility with other regional transportation plans, including interfaces and impacts on other travel modes such as air transportation;

(vi) Technological options for ultra high-speed ground transportation, both foreign and domestic;

(vii) Required specifications for speed, safety, access, and frequency;

(viii) Identification of existing highway or railroad rights-of-way that are suitable for ultra high-speed travel, including identification of additional rights-of-way that may be needed and the process for acquiring those rights-of-way;

(ix) Institutional arrangements for carrying out detailed system planning, construction, and operations; and

(x) An analysis of potential financing mechanisms for an ultra high-speed travel system.

The department shall provide a report of its study findings to the governor and transportation committees of the legislature by December 15, 2017.

(2)(a) \$450,000 of the multimodal transportation account—private/local appropriation and \$750,000 of the multimodal transportation account—state appropriation is provided solely for a consultant business case analysis of ultra high-speed ground transportation. The business case analysis must build on the results of the 2017 Washington state ultra high-speed ground transportation feasibility study.

(b) The business case analysis must include an advisory group with members as provided in this subsection. The president of the senate shall appoint one member from each of the two largest caucuses of the senate; the speaker of the house of representatives shall appoint one member from each of the two largest caucuses of the house of representatives; the governor or his or her designee; the secretary of transportation or his or her designee; the director of the department of commerce or his or her designee; the rail director of the department of transportation or his or her designee; and representatives from communities and stakeholders from public and private sectors relevant to the analysis, including from the province of British Columbia and the state of Oregon.

(c) The department shall provide a report of its findings to the governor and transportation committees of the legislature by June 30, 2019.

Sec. 820. 2018 c 297 s 223 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—OPERATING

Motor Vehicle Account—State	Appropriation
.....	(\$11,347,000)
	<u>\$11,346,000</u>
Motor Vehicle Account—Federal	Appropriation
.....	\$2,567,000
Multiuse Roadway Safety Account—State	Appropriation
.....	\$132,000
TOTAL	APPROPRIATION
.....	\$14,046,000
	<u>\$14,045,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$1,100,000 of the motor vehicle account—state appropriation is provided solely for the department, from amounts set aside out of

statewide fuel taxes distributed to counties according to RCW 46.68.120(3), to contract with the Washington state association of counties to: Provide statewide updates to transportation metrics and financial reporting; develop and implement an inventory of county culvert and short-span bridge infrastructure; and develop and implement enhanced road safety data in support of county road systemic safety programs. The Washington state association of counties must develop and implement data collection, management, and reporting in cooperation with state agencies involved with the collection and maintenance of related inventory systems.

TRANSPORTATION AGENCIES—CAPITAL

Sec. 901. 2018 c 297 s 301 (uncodified) is amended to read as follows:

FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Freight Mobility Investment Account—State	
Appropriation	(\$22,507,000)
	<u>\$17,321,000</u>
Highway Safety Account—State Appropriation \$2,000,000	
Motor Vehicle Account—Federal Appropriation	
	(\$3,250,000)
	<u>\$1,000,000</u>
Freight Mobility Multimodal Account—State	
Appropriation	(\$22,283,000)
	<u>\$11,680,000</u>
((Freight Mobility Multimodal Account—Private/Local	
Appropriation	\$1,320,000)
	<u>\$1,320,000</u>
	<u>\$32,001,000</u>
	<u>\$51,360,000</u>
	<u>\$32,001,000</u>

Sec. 902. 2018 c 297 s 303 (uncodified) is amended to read as follows:

FOR THE COUNTY ROAD ADMINISTRATION BOARD

Rural Arterial Trust Account—State Appropriation	
	(\$63,186,000)
	<u>\$45,186,000</u>
Motor Vehicle Account—State Appropriation \$706,000	
County Arterial Preservation Account—State	
Appropriation	\$38,434,000
	<u>\$38,434,000</u>
	<u>\$102,326,000</u>
	<u>\$84,326,000</u>

Sec. 903. 2018 c 297 s 304 (uncodified) is amended to read as follows:

FOR THE TRANSPORTATION IMPROVEMENT BOARD

Small City Pavement and Sidewalk Account—State	
Appropriation	(\$5,780,000)
	<u>\$3,880,000</u>
Transportation Improvement Account—State	
Appropriation	(\$279,300,000)
	<u>\$268,100,000</u>
Multimodal Transportation Account—State	
Appropriation	\$14,670,000
	<u>\$14,670,000</u>
	<u>\$299,750,000</u>
	<u>\$286,650,000</u>

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

- (1) The entire multimodal transportation account—state appropriation is provided solely for the complete streets program.
- (2) \$9,687,000 of the transportation improvement account—state appropriation is provided solely for:
 - (a) The arterial preservation program to help low tax-based, medium-sized cities preserve arterial pavements;
 - (b) The small city pavement program to help cities meet urgent preservation needs; and
 - (c) The small city low-energy street light retrofit program.

Sec. 904. 2018 c 297 s 305 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—FACILITIES—PROGRAM D—(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—CAPITAL

Motor Vehicle Account—State Appropriation .		\$10,070,000
Connecting Washington Account—State Appropriation		(\$26,537,000)
		<u>\$24,466,000</u>
Transportation Partnership Account—State		
Appropriation		\$17,000
		<u>\$17,000</u>
	TOTAL	APPROPRIATION
		<u>\$36,624,000</u>
		<u>\$34,553,000</u>

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

- (1) ~~(\$17,237,000)~~ \$15,166,000 of the connecting Washington account—state appropriation is provided solely for a new Olympic region maintenance and administration facility to be located on the department-owned site at the

intersection of Marvin Road and 32nd Avenue in Lacey, Washington.

(2) \$9,300,000 of the connecting Washington account—state appropriation is provided solely for a new administration facility on Euclid Avenue in Wenatchee, Washington.

(3)(a) \$3,400,000 of the motor vehicle account—state appropriation is provided solely for the department facility located at 15700 Dayton Ave N in Shoreline. This appropriation is contingent upon the department of ecology (~~and department of licensing~~) signing a not less than twenty-year agreement to pay (~~proportional~~) a share(~~s~~) of (~~an annual amount equal to~~) any financing contract issued pursuant to chapter 39.94 RCW.

(b) Payments from the (~~department of licensing and~~) department of ecology as described in this subsection shall be deposited into the motor vehicle account.

(c) Total project costs are not to exceed \$46,500,000.

Sec. 905. 2018 c 297 s 306 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—IMPROVEMENTS—PROGRAM I

Transportation Partnership Account—State			
Appropriation			(\$689,745,000)
			<u>\$617,572,000</u>
Motor Vehicle Account—State	Appropriation		
.....			(\$72,967,000)
			<u>\$65,459,000</u>
Motor Vehicle Account—Federal	Appropriation		
.....			(\$253,410,000)
			<u>\$226,018,000</u>
Motor Vehicle Account—Private/Local	Appropriation		
.....			(\$49,330,000)
			<u>\$48,821,000</u>
Connecting Washington Account—State			
Appropriation			(\$1,215,013,000)
			<u>\$1,067,841,000</u>
Special Category C Account—State	Appropriation		
.....			(\$11,000,000)
			<u>\$11,100,000</u>
Multimodal Transportation Account—State			
Appropriation			(\$16,299,000)
			<u>\$13,562,000</u>
Alaskan Way Viaduct Replacement Project Account—State			
Appropriation			(\$122,047,000)
			<u>\$122,044,000</u>

Transportation 2003 Account (Nickel Account)—State	
Appropriation	(\$52,457,000)
	<u>\$39,625,000</u>
Interstate 405 Express Toll Lanes Operations Account—State	
Appropriation	(\$6,258,000)
	<u>\$6,222,000</u>
TOTAL	APPROPRIATION
.....	<u>\$2,488,526,000</u>
	<u>\$2,218,264,000</u>

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

(1) Except as provided otherwise in this section, the entire connecting Washington account—state appropriation and the entire transportation partnership account—state appropriation are provided solely for the projects and activities as listed by fund, project, and amount in LEAP Transportation Document (~~(2018)~~) 2019-1 as developed (~~(March 5)) April 27, ((2018)) 2019~~, Program - Highway Improvements Program (I). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section (~~(601 of this act)~~) 601 of this act, chapter . . . , Laws of 2019 (this act).

(2) Except as otherwise provided in this section, the entire transportation 2003 account (nickel account)—state appropriation is provided solely for the projects and activities as listed in LEAP Transportation Document (~~(2018)~~) 2019-1 as developed (~~(March 5)) April 27, ((2018)) 2019~~, Program - Highway Improvements Program (I).

(3) Except as provided otherwise in this section, the entire motor vehicle account—state appropriation and motor vehicle account—federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document (~~(2018)~~) 2019-2 ALL PROJECTS as developed (~~(March 5)) April 27, ((2018)) 2019~~, Program - Highway Improvements Program (I). Any federal funds gained through efficiencies, adjustments to the federal funds forecast, additional congressional action not related to a specific project or purpose, or the federal funds redistribution process must then be applied to highway and bridge preservation activities.

(4) Within the motor vehicle account—state appropriation and motor vehicle account—federal appropriation, the department may transfer funds between programs I and P, except for funds that are otherwise restricted in this act. The department shall submit a report on fiscal year funds transferred in the prior fiscal year using this subsection as part of the department's annual budget submittal.

(5) The connecting Washington account—state appropriation includes up to \$323,175,000 in proceeds from the sale of bonds authorized in RCW 47.10.889.

(6) The transportation 2003 account (nickel account)—state appropriation includes up to \$25,000,000 in proceeds from the sale of bonds authorized in RCW 47.10.861.

(7) The transportation partnership account—state appropriation includes up to \$367,622,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.

(8) The Alaskan Way viaduct replacement project account—state appropriation includes up to ~~(\$122,047,000)~~ \$122,044,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.

(9) The motor vehicle account—state appropriation includes up to \$43,448,000 in proceeds from the sale of bonds authorized in RCW 47.10.843.

(10) ~~(\$194,258,000)~~ \$194,263,000 of the transportation partnership account—state appropriation, \$7,000 of the motor vehicle account—federal appropriation, ~~(\$27,903,000)~~ \$27,904,000 of the motor vehicle account—private/local appropriation, ~~(\$30,097,000)~~ \$30,098,000 of the transportation 2003 account (nickel account)—state appropriation, ~~(\$122,047,000)~~ \$122,044,000 of the Alaskan Way viaduct replacement project account—state appropriation, and ~~(\$2,663,000)~~ \$827,000 of the multimodal transportation account—state appropriation are provided solely for the SR 99/Alaskan Way Viaduct Replacement project (809936Z).

(11) \$12,500,000 of the multimodal transportation account—state appropriation is provided solely for transit mitigation for the SR 99/Viaduct Project - Construction Mitigation project (809940B).

(12) Within existing resources, during the regular sessions of the legislature, the department of transportation shall participate in work sessions, before the transportation committees of the house of representatives and senate, on the Alaskan Way viaduct replacement project. These work sessions must include a report on current progress of the project, timelines for completion, outstanding claims, the financial status of the project, and any other information necessary for the legislature to maintain appropriate oversight of the project. The parties invited to present may include the department of transportation, the Seattle tunnel partners, and other appropriate stakeholders.

(13) \$7,769,000 of the transportation partnership account—state appropriation, \$6,744,000 of the transportation 2003 account (nickel account)—state appropriation, \$215,000 of the motor vehicle account—federal appropriation, and \$5,000,000 of the special category C account—state appropriation are provided solely for the US 395/North Spokane Corridor project (600010A). Any future savings on the project must stay on the US 395/Interstate 90 corridor and be made available to the current phase of the North Spokane corridor project or any future phase of the project in 2017-2019.

(14) ~~(\$27,415,000)~~ \$4,220,000 of the transportation partnership account—state appropriation, \$16,000 of the motor vehicle account—local appropriation, and ~~(\$13,158,000)~~ \$353,000 of the transportation 2003

account (nickel account)—state appropriation are provided solely for the I-405/Kirkland Vicinity Stage 2 - Widening project (8BI1002). This project must be completed as soon as practicable as a design-build project. Any future savings on this project or other Interstate 405 corridor projects must stay on the Interstate 405 corridor and be made available to either the I-405/SR 167 Interchange - Direct Connector project (140504C), the I-405 Renton to Bellevue project (M00900R), or the I-405/SR 522 to I-5 Capacity Improvements project (L2000234) in the 2017-2019 fiscal biennium.

(15) \$4,960,000 of the transportation partnership account—state appropriation and \$3,000,000 of the Interstate 405 express toll lanes operations account—state appropriation are provided solely for the I-405/SR 522 to I-5 Capacity Improvements project (L2000234) for activities related to adding capacity on Interstate 405 between state route number 522 and Interstate 5, with the goals of increasing vehicle throughput and aligning project completion with the implementation of bus rapid transit in the vicinity of the project. The transportation partnership account—state appropriation funding is a transfer or a reappropriation of a transfer from the I-405/Kirkland Vicinity Stage 2 - Widening project due to savings, and will start an additional phase of this I-405 project.

(16)(a) The SR 520 Bridge Replacement and HOV project (8BI1003) is supported over time from multiple sources, including a \$300,000,000 TIFIA loan, \$924,615,000 in Garvee bonds, toll revenues, state bonds, interest earnings, and other miscellaneous sources.

(b) ~~(\$78,958,000)~~ \$49,353,000 of the transportation partnership account—state appropriation, \$12,296,000 of the motor vehicle account—federal appropriation, and ~~(\$232,000)~~ \$50,000 of the motor vehicle account—local appropriation are provided solely for the SR 520 Bridge Replacement and HOV project (8BI1003).

(c) When developing the financial plan for the project, the department shall assume that all maintenance and operation costs for the new facility are to be covered by tolls collected on the toll facility and not by the motor vehicle account.

(17) The department shall itemize all future requests for the construction of buildings on a project list and submit them through the transportation executive information system as part of the department's annual budget submittal. It is the intent of the legislature that new facility construction must be transparent and not appropriated within larger highway construction projects.

(18) Any advisory group that the department convenes during the 2017-2019 fiscal biennium must consider the interests of the entire state of Washington.

(19) It is the intent of the legislature that for the I-5 JBLM Corridor Improvements project (M00100R), the department shall actively pursue \$50,000,000 in federal funds to pay for this project to supplant state funds in the future. \$50,000,000 in connecting Washington account funding must be held in unallotted status during the 2021-

2023 fiscal biennium. These funds may only be used after the department has provided notice to the office of financial management that it has exhausted all efforts to secure federal funds from the federal highway administration and the department of defense.

(20) (~~(\$93,651,000)~~) \$133,651,000 of the connecting Washington account—state appropriation is provided solely for the SR 167/SR 509 Puget Sound Gateway project (M00600R).

(a) Any savings on the project must stay on the Puget Sound Gateway corridor until the project is complete.

(b) Proceeds from the sale of any surplus real property acquired for the purpose of building the SR 167/SR 509 Puget Sound Gateway (M00600R) project must be deposited into the motor vehicle account for the purpose of constructing the project.

(21)(a) In making budget allocations to the Puget Sound Gateway project, the department shall implement the project's construction as a single corridor investment. The department shall develop a coordinated corridor construction and implementation plan for state route number 167 and state route number 509 in collaboration with affected stakeholders. Specific funding allocations must be based on where and when specific project segments are ready for construction to move forward and investments can be best optimized for timely project completion. Emphasis must be placed on avoiding gaps in fund expenditures for either project.

(b) The secretary of transportation must develop a memorandum of understanding with local project stakeholders that identifies a schedule for stakeholders to provide local matching funds for the Puget Sound Gateway project. Criteria for eligibility of local match includes matching funds and equivalent in-kind contributions including, but not limited to, land donations. The memorandum of understanding must be finalized by July 1, 2018. The department must submit a copy of the memorandum of understanding to the transportation committees of the legislature and report regularly on the status of the requirements outlined in this subsection (21)(b) and (c) of this subsection.

(c) During the course of developing the memorandum of understanding, the department must evaluate the project schedules to determine if there are any benefits to be gained by moving the project schedule forward. It is the legislature's intent that if the department identifies any savings after the funding gap on the base project is closed as part of the proposal to expedite the project, that these cost savings shall go toward construction of a full single-point urban interchange at the junction of state route number 161 (Meridian avenue) and state route number 167 and a full single-point urban interchange at the junction of state route number 509 and 188th Street. If the department receives additional funds from an outside source for this project after the funding gap on the base project is closed, the funds must be applied toward the completion of these two full single-point urban interchanges.

(d) For the SR 167/SR 509 Puget Sound Gateway project (M00600R) the department is strongly encouraged to work to relocate any significant businesses currently located within the planned path of the state route number 509/Interstate 5 under-crossing to a location within the Kent city limits. The department shall provide regular updates on its progress to the joint transportation committee and affected stakeholders.

(e) In designing the state route number 509/state route number 516 interchange component of the SR 167/SR 509 Puget Sound Gateway project (M00600R), the department shall make every effort to utilize the preferred "4B" design.

(22) It is the intent of the legislature that, for the I-5/North Lewis County Interchange project (L2000204), the department develop and design the project with the objective of significantly improving access to the industrially zoned properties in north Lewis county. The design must consider the county's process of investigating alternatives to improve such access from Interstate 5 that began in March 2015.

(23)(a) (~~(\$2,000,000)~~) \$1,050,000 of the transportation partnership account—state appropriation and \$942,000 of the motor vehicle account—state appropriation are provided solely for the U.S. 2 Trestle IJR project (L1000158).

(b) Of the amounts provided in this subsection, \$942,000 of the motor vehicle account—state appropriation is provided solely for the department to complete an interchange justification report (IJR) for the U.S. 2 trestle, covering the state route number 204 and 20th Street interchanges at the end of the westbound structure.

~~((a))~~ (c) The department shall develop the IJR in close collaboration with affected local jurisdictions, including Snohomish county and the cities of Everett, Lake Stevens, Marysville, Snohomish, and Monroe.

~~((b))~~ (d) Within the amount provided for the IJR, the department must address public outreach and the overall operational approval of the IJR.

~~((c))~~ (e) The department shall complete the IJR and submit the final report to the governor and the transportation committees of the legislature by July 1, 2018.

(24)(a) The legislature recognizes that the city of Mercer Island has unique access issues that require the use of Interstate 90 to leave the island and that this access may be affected by the I-90/Two-Way Transit and HOV Improvements project. One of the most heavily traveled on-ramps from Mercer Island to the westbound Interstate 90 general purpose lanes is from Island Crest Way. The department must continue to consult with the city of Mercer Island and the other signatories to the 1976 memorandum of agreement to preserve access provided to Mercer Island by the Island Crest Way on-ramp, and thus grandfather in the current use of the on-ramp for both high occupancy vehicles as well as vehicles seeking to access the general purpose lanes of Interstate 90. The department must consider all reasonable access solutions, including allowing all vehicles to use the Island Crest Way on-ramp to access the new high

occupancy vehicle lane with a reasonable and safe distance provided for single-occupancy vehicles to merge into the general purpose lanes.

(b) A final access solution for Mercer Island must consider the following criteria: Safety; operational effects on all users, including maintaining historic access to Interstate 90 provided from Mercer Island by Island Crest Way; enforcement requirements; and compliance with state and federal law.

(c) The department may not restrict by occupancy the westbound on-ramp from Island Crest Way until a final access solution that meets the criteria in (b) of this subsection has been reached.

(25) (~~(\$3,258,000)~~ \$3,222,000 of the Interstate 405 express toll lanes operations account—state appropriation is provided solely for the I-405 NB Hard Shoulder Running – SR 527 to I-5 project (L1000163).

(26) The legislature finds that there are sixteen companies involved in wood preserving in the state that employ four hundred workers and have an annual payroll of fifteen million dollars. Before the department's switch to steel guardrails, ninety percent of the twenty-five hundred mile guardrail system was constructed of preserved wood and one hundred ten thousand wood guardrail posts were produced annually for state use. Moreover, the policy of using steel posts requires the state to use imported steel. Given these findings, where practicable, and until June 30, 2019, the department shall include the design option to use wood guardrail posts, in addition to steel posts, in new guardrail installations. The selection of posts must be consistent with the agency design manual policy that existed before December 2009.

(27) For the SR 526 Corridor Improvements project (N52600R), the department shall look holistically at the state route number 526 corridor from the state route number 526/Interstate 5 interchange at the east end to the southwest Everett industrial area and Boeing's west access road on the west end. The department, working with affected jurisdictions and stakeholders, shall select project elements that best maximize mobility and congestion relief in the corridor and draw from project elements identified in a practical solutions process.

(28)(a) For projects funded as part of the 2015 connecting Washington transportation package listed on the LEAP transportation document identified in subsection (1) of this section, if the department expects to have substantial reappropriations for the 2019-2021 fiscal biennium, the department may, on a pilot basis, apply funding from a project with an appropriation that cannot be used for the current fiscal biennium to advance one or more of the following projects:

(i) SR 20/Sharpes Corner Vicinity Intersection (L1000112);

(ii) I-5/Marvin Road/SR 510 Interchange (L1100110);

(iii) I-5/Northbound On-ramp at Bakerview (L2000119);

(iv) US 395/Ridgeline Intersection (L2000127);

(v) I-90/Eastside Restripe Shoulders (L2000201);

(vi) SR 240/Richland Corridor Improvements (L2000202);

(vii) SR 14/Bingen (~~(Overpass)~~ Underpass) (L2220062);

(viii) US Hwy 2 Safety (N00200R);

(ix) SR 520/148th Ave NE Overlake Access Ramp (L1100101);

(x) SR 28/SR 285 North Wenatchee Area Improvements (L2000061);

(xi) I-5/Rebuild Chamber Way Interchange Improvements (L2000223);

(xii) SR 28 East Wenatchee Corridor Improvements (T10300R);

(xiii) SR 3 Freight Corridor (T30400R); or

(xiv) SR 510/Yelm Loop Phase 2 (T32700R).

(b) At least ten business days before advancing a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2019-2021 fiscal biennium.

(29) Within existing resources and in consultation with local communities, the department shall begin planning efforts, including traffic data collection, analysis and evaluation, scoping, and environmental review, for roundabouts at the intersection of state route number 900 and SE May Valley Road and at the intersection of state route number 169 and Cedar Grove Road SE.

(30) The legislature continues to prioritize the replacement of the state's aging infrastructure and recognizes the importance of reusing and recycling construction aggregate and recycled concrete materials in our transportation system.

To accomplish Washington state's sustainability goals in transportation and in accordance with RCW 70.95.805, the legislature reaffirms its direction to the department to lead the way in advancing the reuse and recycling of construction aggregate and recycled concrete materials whenever readily available, to use these recycled products when cost competitive, and to work with industry implementation partners to remove obstacles that unnecessarily preclude or inhibit their use and implement strategies for the reuse and recycling of construction aggregate and recycled concrete materials.

Specific steps and efforts made to achieve these objectives and accomplishments shall be included in the annual report to the legislature as required by RCW 70.95.807.

(31) Within existing resources, the department shall implement a safety solution after evaluating barrier and

mitigation options on state route number 167 between the intersections with 50th Ave E and E 40th Street in Pierce county to prevent vehicles from leaving the roadway and entering private property below the grade of the highway.

(32) \$350,000 of the motor vehicle account—state appropriation is provided solely for implementation of chapter 288 (Substitute Senate Bill No. 5806), Laws of 2017 (I-5 Columbia river bridge), listed as Replacement Bridge on Interstate 5 across the Columbia River project number (L2000259).

(33) For the SR 520 Seattle Corridor Improvements – West End project (M00400R), the legislature recognizes the department must acquire the entirety of parcel number 1-23190 for construction of the project. The department shall work with its design-build contractor to ensure to the maximum extent practicable that the building housing any grocery store or market currently located on parcel number 1-23190 will be preserved. The legislature recognizes the city of Seattle has requirements in the project area that the department must address and that those requirements may affect the use of parcel number 1-23190 and may affect the ability of the department to preserve any grocery store or market currently located on the property. The department shall meet and confer regularly with residents in the vicinity of the parcel regarding the status of the project and its effects on any grocery store or market currently located on the property. The legislature strongly encourages the city to utilize maximum flexibility in how the department meets the city's requirements and to be an equal partner in efforts to preserve any grocery store or market on parcel number 1-23190.

Sec. 906. 2018 c 297 s 307 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
PRESERVATION—PROGRAM P**

Recreational Vehicle Account—State Appropriation	\$3,584,000
High Occupancy Toll Lanes Operations Account—State Appropriation	(\$161,000) <u>\$1,000</u>
Transportation Partnership Account—State Appropriation	\$12,785,000
<u>Highway Safety Account—State Appropriation</u>	<u>\$1,000</u>
Motor Vehicle Account—State Appropriation	(\$63,246,000) <u>\$65,250,000</u>
Motor Vehicle Account—Federal Appropriation	(\$579,624,000) <u>\$579,810,000</u>
Motor Vehicle Account—Private/Local Appropriation	\$11,739,000
State Route Number 520 Corridor Account—State	

Appropriation	\$1,747,000
Connecting Washington Account—State Appropriation	(\$204,242,000) <u>\$193,867,000</u>
Tacoma Narrows Toll Bridge Account—State Appropriation	(\$856,000) <u>\$918,000</u>
Transportation 2003 Account (Nickel Account)—State Appropriation	\$57,849,000
TOTAL	APPROPRIATION
.....	<u>\$935,833,000</u> <u>\$927,551,000</u>

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

(1) Except as provided otherwise in this section, the entire connecting Washington account—state appropriation and the entire transportation partnership account—state appropriation are provided solely for the projects and activities as listed by fund, project, and amount in LEAP Transportation Document ~~((2018))~~ 2019-1 as developed ~~((March 5))~~ April 27, ((2018)) 2019, Program - Highway Preservation Program (P). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section ~~((601 of this act))~~ 601 of this act, chapter . . . Laws of 2019 (this act).

(2) Except as otherwise provided in this section, the entire transportation 2003 account (nickel account)—state appropriation is provided solely for the projects and activities as listed in LEAP Transportation Document ~~((2018))~~ 2019-1 as developed ~~((March 5))~~ April 27, ((2018)) 2019, Program – Highway Preservation Program (P).

(3) Except as provided otherwise in this section, the entire motor vehicle account—state appropriation and motor vehicle account—federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document ~~((2018-2))~~ 2019-2 ALL PROJECTS as developed ~~((March 5))~~ April 27, ((2018)) 2019, Program - Highway Preservation Program (P). Any federal funds gained through efficiencies, adjustments to the federal funds forecast, additional congressional action not related to a specific project or purpose, or the federal funds redistribution process must then be applied to highway and bridge preservation activities.

(4) Within the motor vehicle account—state appropriation and motor vehicle account—federal appropriation, the department may transfer funds between programs I and P, except for funds that are otherwise restricted in this act. The department shall submit a report on fiscal year funds transferred in the prior fiscal year using this subsection as part of the department's annual budget submittal.

(5) The transportation 2003 account (nickel account)—state appropriation includes up to \$29,553,000 in

proceeds from the sale of bonds authorized in RCW 47.10.861.

(6) The motor vehicle account—state appropriation includes up to \$29,985,000 in proceeds from the sale of bonds authorized in RCW 47.10.843.

(7) \$11,553,000 of the connecting Washington account—state appropriation is provided solely for the land mobile radio upgrade (G2000055) and is subject to the conditions, limitations, and review provided in section 701, chapter 313, Laws of 2017. The land mobile radio project is subject to technical oversight by the office of the chief information officer. The department, in collaboration with the office of the chief information officer, shall identify where existing or proposed mobile radio technology investments should be consolidated, identify when existing or proposed mobile radio technology investments can be reused or leveraged to meet multiagency needs, increase mobile radio interoperability between agencies, and identify how redundant investments can be reduced over time. The department shall also provide quarterly reports to the technology services board on project progress.

(8) (~~(\$3,000,000)~~) \$5,000,000 of the motor vehicle account—state appropriation is provided solely for extraordinary costs incurred from litigation awards, settlements, or dispute mitigation activities not eligible for funding from the self-insurance fund. The amount provided in this subsection must be held in unallotted status until the department submits a request to the office of financial management that includes documentation detailing litigation-related expenses. The office of financial management may release the funds only when it determines that all other funds designated for litigation awards, settlements, and dispute mitigation activities have been exhausted. No funds provided in this subsection may be expended on any legal fees related to the SR 99/Alaskan Way viaduct replacement project.

(9) \$20,755,000 of the motor vehicle account—federal appropriation and \$844,000 of the motor vehicle account—state appropriation are provided solely for the preservation of structurally deficient bridges or bridges that are at risk of becoming structurally deficient. These funds must be used widely around the state of Washington. When practicable, the department shall pursue design-build contracts for these bridge projects to expedite delivery. The department shall provide a report that identifies the progress of each project funded in this subsection as part of its annual agency budget request.

(10) The appropriation in this section includes funding for starting planning, engineering, and construction of the Elwha River bridge replacement. To the greatest extent practicable, the department shall maintain public access on the existing route.

(11)(a) \$9,014,000 of the motor vehicle account—federal appropriation and \$217,000 of the motor vehicle account—state appropriation are provided solely for weigh station preservation (OBP3006). These amounts must be held in unallotted status, except that the director of the office of financial management may approve allotment of the funds upon fulfillment of the conditions of (b) of this subsection.

(b) The department and the Washington state patrol shall jointly submit a prioritized list of weigh station projects to the office of financial management by October 1, 2017. Projects submitted must include estimated costs for preliminary engineering, rights-of-way, and construction and must also consider the timing of any available funding for weigh station projects.

(12) The department must consult with the Washington state patrol and the office of financial management during the design phase of any improvement or preservation project that could impact Washington state patrol weigh station operations. During the design phase of any such project, the department must estimate the cost of designing around the affected weigh station's current operations, as well as the cost of moving the affected weigh station.

(13) During the course of any planned resurfacing or other preservation activity on state route number 26 between Colfax and Othello in the 2017-2019 fiscal biennium, the department must add dug-in reflectors.

(14) The department shall continue to monitor the test patch of pavement that used electric arc furnace slag as an aggregate and report back to the legislature by December 1, 2018, on its comparative wear resistance, skid resistance, and feasibility for use throughout the state in new pavement construction.

(15) For projects funded as part of the 2015 connecting Washington transportation package listed on the LEAP transportation document identified in subsection (1) of this section, if the department expects to have substantial reappropriations for the 2019-2021 fiscal biennium, the department may, on a pilot basis, apply funding from a project with an appropriation that cannot be used for the current fiscal biennium to advance the US 12/Wildcat Bridge Replacement project (L2000075). At least ten business days before advancing the project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of the project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2019-2021 fiscal biennium.

(16) Within the connecting Washington account—state appropriation, the department may transfer funds from Highway System Preservation (L1100071) to other preservation projects listed in the LEAP transportation document identified in subsection (1) of this section, if it is determined necessary for completion of these high priority preservation projects. The department's next budget submittal after using this subsection must appropriately reflect the transfer.

Sec. 907. 2018 c 297 s 308 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—CAPITAL

Motor Vehicle Account—State Appropriation	
.....	(\$6,636,000)
	<u>\$5,753,000</u>

Motor Vehicle Account—Federal	Appropriation	
.....	.....	(\$5,566,000)
		<u>\$5,578,000</u>
Motor Vehicle Account—Private/Local	Appropriation	
.....	.....	(\$649,000)
		<u>\$650,000</u>
TOTAL	APPROPRIATION	
.....	.....	<u>\$12,851,000</u>
		<u>\$11,981,000</u>

The appropriations in this section are subject to the following conditions and limitations: The department shall set aside a sufficient portion of the motor vehicle account—state appropriation for federally selected competitive grants or congressional earmark projects that require matching state funds. State funds set aside as matching funds for federal projects must be accounted for in project 000005Q and remain in unallotted status until needed for those federal projects.

Sec. 908. 2018 c 297 s 309 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
WASHINGTON STATE FERRIES
CONSTRUCTION—PROGRAM W**

Puget Sound Capital Construction Account—State	
Appropriation	(\$72,024,000)
	<u>\$65,777,000</u>
Puget Sound Capital Construction Account—Federal	
Appropriation	(\$205,032,000)
	<u>\$199,623,000</u>
Puget Sound Capital Construction Account—Private/Local	
Appropriation	(\$27,196,000)
	<u>\$27,197,000</u>
Transportation Partnership Account—State	
Appropriation	(\$2,923,000)
	<u>\$1,892,000</u>
Connecting Washington Account—State	Appropriation
.....
	(\$136,918,000)
	<u>\$121,996,000</u>
Multimodal Transportation Account—State	Appropriation
.....
	\$2,734,000
Transportation 2003 Account (Nickel Account)—State	
Appropriation	\$4,169,000
TOTAL	APPROPRIATION
.....
	<u>\$450,996,000</u>
	<u>\$423,388,000</u>

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed in LEAP Transportation Document (~~(2018)~~) 2019-2 ALL PROJECTS as developed (~~(March 5)~~) April 27, ((2018)) 2019, Program - Washington State Ferries Capital Program (W) and is contingent upon the enactment of subsection (6) of this section.

(2) \$27,825,000 of the Puget Sound capital construction account—federal appropriation, (~~(\$44,485,000)~~) \$29,485,000 of the connecting Washington account—state appropriation, and \$1,483,000 of the Puget Sound capital construction account—state appropriation are provided solely for the Mukilteo ferry terminal (952515P). To the greatest extent practicable and within available resources, the department shall design the new terminal to be a net-zero energy building. To achieve this goal, the department shall evaluate using highly energy efficient equipment and systems, and the most appropriate renewable energy systems for the needs and location of the terminal. To the extent practicable, the department shall avoid the closure of, or disruption to, any existing public access walkways in the vicinity of the terminal project during construction. Of the amounts provided in this subsection, \$750,000 of the Puget Sound capital construction account—state appropriation is provided solely for additional photovoltaic panels for this project.

(3) \$94,671,000 of the Puget Sound capital construction account—federal appropriation, \$46,919,000 of the connecting Washington account—state appropriation, \$26,949,000 of the Puget Sound capital construction account—private/local appropriation, \$2,734,000 of the multimodal transportation account—state appropriation, \$511,000 of the Puget Sound capital construction account—state appropriation, and \$679,000 of the transportation 2003 (nickel account)—state appropriation are provided solely for the Seattle Terminal Replacement project (900010L).

(4) (~~(\$5,000,000)~~) \$7,100,000 of the Puget Sound capital construction account—state appropriation is provided solely for emergency capital repair costs (999910K). Funds may only be spent after approval by the office of financial management.

(5) \$950,000 of the Puget Sound capital construction account—state appropriation is provided solely for life extension of the existing ticketing system and ORCA acceptance (998521A and 998521B). The ferry system shall work with Washington technology solutions and the tolling division on the development of a new, interoperable ticketing system.

(6)(a) The department shall, in consultation with the office of financial management, hire an independent planning consultant to assist with overall scope development of a new ferry system long-range plan, including incorporating the items listed in (b) of this subsection. The independent planning consultant must have experience in planning for other ferry systems.

(b) The department shall update the ferries division long-range plan by January 1, 2019. In reviewing the changing needs of the users of the ferry system and the associated funding opportunities and challenges, the department must include, but is not limited to, the following elements in the new long-range plan:

(i) Identify changes in the demographics of users of the system;

(ii) Review route timetables and propose adjustments that take into consideration ridership volume, vessel load times, proposed and current passenger-only ferry system ridership, and other operational needs;

(iii) Review vessel needs by route and propose a vessel replacement schedule, vessel retirement schedule, and estimated number of vessels needed. This analysis should also articulate a reserve vessel strategy;

(iv) Identify the characteristics most appropriate for replacement vessels, such as passenger and car-carrying capacity, while taking into consideration other cost-driving factors. These factors should include:

- (A) Anticipated crewing requirements;
- (B) Fuel type;
- (C) Other operating and maintenance costs;

(v) Review vessel dry dock needs, consider potential impacts of the United States navy, and propose strategies to meet these needs;

(vi) Address the seismic vulnerability of the system and articulate emergency preparedness plans;

(vii) Evaluate leased and state-owned property locations for the ferry headquarters, to include an analysis of properties outside the downtown area of Seattle;

(viii) Evaluate strategies that may help spread peak ridership, such as time-of-day ticket pricing and expanding the reservation system; and

(ix) Identify operational changes that may reduce costs, such as nighttime tie-up locations.

(c) The department shall submit a status report on the long-range plan update to the governor and the transportation committees of the legislature by June 30, 2018, and a final report by January 1, 2019.

(7) \$600,000 of the Puget Sound capital construction account—state appropriation is provided solely for development of a request for proposal to convert the three ferry vessels in the Jumbo Mark II class to hybrid electric propulsion and make associated necessary modifications to the Seattle, Bainbridge, Edmonds, and Kingston terminals. The department is directed to explore capital project financing options to include, but not be limited to, federal funding opportunities, private or local contributions, application for Volkswagen settlement funds, and energy-savings performance contracting to be repaid in whole or in part by fuel-cost savings. The department will report total capital cost estimates, optimal construction schedule, annual capital and operating savings or costs, and a recommended

funding option to the governor and to the transportation committees of the legislature by June 30, 2019.

Sec. 909. 2018 c 297 s 310 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—CAPITAL

Essential Rail Assistance Account—State Appropriation	(\$845,000)	
		<u>\$710,000</u>
Transportation Infrastructure Account—State		
Appropriation	(\$7,575,000)	
		<u>\$5,388,000</u>
Multimodal Transportation Account—State		
Appropriation	(\$79,357,000)	
		<u>\$74,965,000</u>
Multimodal Transportation Account—Federal		
Appropriation	(\$59,814,000)	
		<u>\$43,175,000</u>
	TOTAL	APPROPRIATION
	.....	<u>\$147,591,000</u>
		<u>\$124,238,000</u>

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document (~~(2018)~~) 2019-2 ALL PROJECTS as developed (~~(March 5)~~) April 27, (2018) 2019, Program - Rail Program (Y).

(2) (~~(\$7,009,000)~~) \$5,000,000 of the transportation infrastructure account—state appropriation is provided solely for new low-interest loans approved by the department through the freight rail investment bank (FRIB) program. The department shall issue FRIB program loans with a repayment period of no more than ten years, and charge only so much interest as is necessary to recoup the department's costs to administer the loans. The department shall report annually to the transportation committees of the legislature and the office of financial management on all FRIB loans issued.

(3) \$7,017,000 of the multimodal transportation account—state appropriation and \$24,000 of the essential rail assistance account—state appropriation are provided solely for new statewide emergent freight rail assistance projects identified in the LEAP transportation document referenced in subsection (1) of this section.

(4) \$367,000 of the transportation infrastructure account—state appropriation and \$1,100,000 of the multimodal transportation account—state appropriation are provided solely to reimburse Highline Grain, LLC for approved work completed on Palouse River and Coulee City

(PCC) railroad track in Spokane county between the BNSF Railway Interchange at Cheney and Geiger Junction and must be administered in a manner consistent with freight rail assistance program projects. The value of the public benefit of this project is expected to meet or exceed the cost of this project in: Shipper savings on transportation costs; jobs saved in rail-dependent industries; and/or reduced future costs to repair wear and tear on state and local highways due to fewer annual truck trips (reduced vehicle miles traveled). The amounts provided in this subsection are not a commitment for future legislatures, but it is the legislature's intent that future legislatures will work to approve biennial appropriations until the full \$7,337,000 cost of this project is reimbursed.

(5)(a) \$686,000 of the essential rail assistance account—state appropriation, \$422,000 of the multimodal transportation account—state appropriation, and \$21,000 of the transportation infrastructure account—state appropriation are provided solely for the purpose of the rehabilitation and maintenance of the Palouse river and Coulee City railroad line (F01111B).

(b) Expenditures from the essential rail assistance account—state in this subsection may not exceed the combined total of:

(i) Revenues and transfers deposited into the essential rail assistance account from leases and sale of property relating to the Palouse river and Coulee City railroad; and

(ii) Revenues transferred from the miscellaneous program account to the essential rail assistance account, pursuant to RCW 47.76.360, for the purpose of sustaining the grain train program by maintaining the Palouse river and Coulee City railroad.

(6) The department shall issue a call for projects for the freight rail assistance program, and shall evaluate the applications in a manner consistent with past practices as specified in section 309, chapter 367, Laws of 2011. By November 15, 2018, the department shall submit a prioritized list of recommended projects to the office of financial management and the transportation committees of the legislature.

(7) For projects funded as part of the 2015 connecting Washington transportation package identified on the LEAP transportation document identified in subsection (1) of this section, if the department expects to have substantial reappropriations for the 2019-2021 fiscal biennium, the department may, on a pilot basis, apply funding from a project with an appropriation that cannot be used for the current fiscal biennium to advance the South Kelso Railroad Crossing project (L1000147). At least ten business days before advancing a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2019-2021 fiscal biennium.

(8) It is the intent of the legislature to encourage the department to pursue federal grant opportunities leveraging

up to \$6,696,000 in connecting Washington programmed funds to be used as a state match to improve the state-owned Palouse river and Coulee City system. The amount listed in this subsection is not a commitment for future legislatures, but is the legislature's intent that future legislatures will work to approve biennial appropriations up to a state match share not to exceed \$6,696,000 of a grant award.

(9) \$5,608,000 of the multimodal transportation account—state appropriation is provided solely as expenditure authority for any insurance proceeds received by the state for Passenger Rail Equipment Replacement (project 700010C). The department must use this expenditure authority only to purchase passenger rail equipment that has been competitively procured.

Sec. 910. 2018 c 297 s 311 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
LOCAL PROGRAMS—PROGRAM Z—CAPITAL**

Highway Infrastructure Account—State Appropriation	((\$1,083,000)
	<u>\$583,000</u>
Highway Infrastructure Account—Federal Appropriation	\$488,000
Transportation Partnership Account—State	
Appropriation	((\$2,321,000)
	<u>\$1,571,000</u>
Highway Safety Account—State Appropriation	((\$4,287,000)
	<u>\$3,487,000</u>
Motor Vehicle Account—State Appropriation	((\$28,659,000)
	<u>\$16,791,000</u>
Motor Vehicle Account—Federal Appropriation	((\$71,614,000)
	<u>\$64,414,000</u>
Motor Vehicle Account—Private/Local Appropriation	((\$18,000,000)
	<u>\$7,500,000</u>
Connecting Washington Account—State Appropriation	((\$137,387,000)
	<u>\$66,400,000</u>
Multimodal Transportation Account—State	
Appropriation	((\$82,382,000)
	<u>\$59,999,000</u>
TOTAL	APPROPRIATION
	\$346,221,000
	<u>\$221,233,000</u>

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document ~~((2018))~~ 2019-2 ALL PROJECTS as developed ~~((March 5))~~ April 27, ((2018)) 2019, Program - Local Programs Program (Z).

(2) The amounts identified in the LEAP transportation document referenced under subsection (1) of this section for pedestrian safety/safe routes to school are as follows:

(a) ~~(((\$18,380,000 of the multimodal transportation account—state appropriation is provided solely for newly selected pedestrian and bicycle safety program projects. \$14,219,000))~~ \$26,659,000 of the multimodal transportation account—state appropriation and ~~(((\$1,846,000))~~ \$1,096,000 of the transportation partnership account—state appropriation are ~~((reappropriated))~~ provided solely for pedestrian and bicycle safety program projects ~~((selected in the previous biennia))~~ (L2000188).

(b) ~~(((\$11,400,000))~~ \$15,681,000 of the motor vehicle account—federal appropriation ~~((and \$7,750,000))~~, \$6,824,000 of the multimodal transportation account—state appropriation ~~((are provided solely for newly selected safe routes to school projects. \$11,181,000 of the motor vehicle account—federal appropriation, \$1,394,000 of the multimodal transportation account—state appropriation))~~, and ~~(((\$4,287,000))~~ \$3,487,000 of the highway safety account—state appropriation are ~~((reappropriated))~~ provided solely for safe routes to school projects ~~((selected in the previous biennia))~~ (L2000189). The department may consider the special situations facing high-need areas, as defined by schools or project areas in which the percentage of the children eligible to receive free and reduced-price meals under the national school lunch program is equal to, or greater than, the state average as determined by the department, when evaluating project proposals against established funding criteria while ensuring continued compliance with federal eligibility requirements.

(3) The department shall submit a report to the transportation committees of the legislature by December 1, 2017, and December 1, 2018, on the status of projects funded as part of the pedestrian safety/safe routes to school grant program. The report must include, but is not limited to, a list of projects selected and a brief description of each project's status.

(4) ~~(((\$32,984,000))~~ \$23,701,000 of the multimodal transportation account—state appropriation is provided solely for bicycle and pedestrian projects listed in the LEAP transportation document referenced in subsection (1) of this section.

(5) \$43,800,000 of the motor vehicle account—federal appropriation is provided solely for national highway freight network projects identified on the project list submitted in accordance with section 218(4)(b), chapter 14, Laws of 2016 on October 31, 2016. The department shall validate the projects on the list. Only tier one projects on the

prioritized freight project list that are validated by the department may receive funding under this subsection. The department shall continue to work with the Washington state freight advisory committee to improve project screening and validation to support project prioritization and selection, including during the freight mobility plan update in 2017. The department may compete for funding under this program and shall provide an updated prioritized freight project list when submitting its 2019-2021 budget request. To the greatest extent practicable, the department shall follow the Washington state freight advisory committee recommendation to allocate ten percent of the funds in this subsection to multimodal projects as permitted under the fixing America's surface transportation (FAST) act.

(6) It is the expectation of the legislature that the department will be administering a local railroad crossing safety grant program for \$7,400,000 in federal funds during the 2017-2019 fiscal biennium. Of the amounts identified in this subsection, a minimum of \$500,000 must be for railroad grade-crossing safety grants at locations where multiple pedestrian or bicyclist fatalities have occurred in the vicinity of a grade-crossing in the last five years.

(7) ~~(((\$8,000,000))~~ \$4,840,000 of the connecting Washington account—state appropriation is provided solely for the Covington Connector (L2000104). The amounts described in the LEAP transportation document referenced in subsection (1) of this section are not a commitment by future legislatures, but it is the legislature's intent that future legislatures will work to approve appropriations in the 2019-2021 fiscal biennium to reimburse the city of Covington for approved work completed on the project up to the full \$24,000,000 cost of this project.

(8)(a) For projects funded as part of the 2015 connecting Washington transportation package listed on the LEAP transportation document identified in subsection (1) of this section, if the department expects to have substantial reappropriations for the 2019-2021 fiscal biennium, the department may, on a pilot basis, apply funding from a project with an appropriation that cannot be used for the current fiscal biennium to advance one or more of the following projects:

(i) SR 502 Main Street Project/Widening (L2000065);

(ii) Complete SR 522 Improvements-Kenmore (T10600R);

(iii) Issaquah-Fall City Road (L1000094);

(iv) Lewis Street Bridge (L2000066);

(v) Covington Connector (L2000104);

(vi) Orchard Street Connector (L2000120);

(vii) Harbour Reach Extension (L2000136);

(viii) Sammamish Bridge Corridor (L2000137);

(ix) Brady Road (L2000164);

(x) Thornton Road Overpass (L2000228);

- (xi) I-5/Port of Tacoma Road Interchange (L1000087);
- (xii) Wilburton Reconnection Project (G2000006);
- (xiii) SR 520 Trail Grade Separation at 40th Street (G2000013);
- (xiv) Bay Street Pedestrian Project (G2000015); or
- (xv) Cowiche Canyon Trail (G2000010).

(b) At least ten business days before advancing a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2019-2021 fiscal biennium.

TRANSFERS AND DISTRIBUTIONS

Sec. 1001. 2018 c 297 s 401 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND REVENUE

Transportation Partnership Account—State	
Appropriation.....	(\$4,646,000)
	<u>\$2,046,000</u>
Motor Vehicle Account—State Appropriation .	(\$736,000)
	<u>\$396,000</u>
Connecting Washington Account—State Appropriation	
.....	(\$3,199,000)
	<u>\$1,699,000</u>
Highway Bond Retirement Account—State	
Appropriation.....	(\$1,229,874,000)
	<u>\$1,279,604,000</u>
Ferry Bond Retirement Account—State Appropriation	
.....	(\$28,873,000)
	<u>\$28,223,000</u>
Transportation Improvement Board Bond Retirement	
Account—State Appropriation.....	\$13,254,000
Nondebt-Limit Reimbursable Bond Retirement	
Account—State Appropriation.....	\$26,391,000
Toll Facility Bond Retirement Account—State	
Appropriation	\$86,493,000
Transportation 2003 Account (Nickel Account)—State	
Appropriation.....	(\$450,000)

	<u>\$250,000</u>
TOTAL	APPROPRIATION
.....	<u>\$1,393,916,000</u>
	<u>\$1,438,356,000</u>

Sec. 1002. 2018 c 297 s 403 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

Motor Vehicle Account—State Appropriation:

For motor vehicle fuel tax distributions to cities and counties.....	(\$508,182,000)
	<u>\$508,105,000</u>

Sec. 1003. 2018 c 297 s 404 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—TRANSFERS

Motor Vehicle Account—State Appropriation:

For motor vehicle fuel tax refunds and statutory transfers	(\$2,145,972,000)
	<u>\$2,142,063,000</u>

Sec. 1004. 2018 c 297 s 405 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING—TRANSFERS

Motor Vehicle Account—State Appropriation:

For motor vehicle fuel tax refunds and transfers	(\$203,535,000)
	<u>\$221,282,000</u>

Sec. 1005. 2018 c 297 s 406 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—ADMINISTRATIVE TRANSFERS

- (1) ~~((Highway—Safety—Account—State Appropriation: For transfer to the Motor Vehicle Account—State~~ \$30,000,000
- (2) ~~Transportation Partnership Account—State Appropriation: For transfer to the Connecting Washington Account—State~~ \$10,946,000
- (3) ~~Motor Vehicle Account—State Appropriation: For transfer to the Connecting Washington Account—State~~ \$56,464,000
- (4) Motor Vehicle Account—State Appropriation: For transfer to the Freight Mobility Investment

Account—State.....((~~8~~511,000))
\$1,255,000

((~~5~~)) (2) Motor Vehicle Account—State
 Appropriation:
 For transfer to the Puget Sound Capital
 Construction Account—State((~~20,000,000~~))
\$15,000,000

((~~6~~)) (3) Motor Vehicle Account—State
 Appropriation:
 For transfer to the Rural Arterial Trust
 Account—State.....\$4,844,000

((~~7~~)) (4) Motor Vehicle Account—State
 Appropriation:
 For transfer to the Transportation Improvement
 Account—State.....\$9,688,000

((~~8~~)) (5) Highway Safety Account—State
 Appropriation:
 For transfer to the State Patrol Highway
 Account—State.....((~~33,000,000~~))
\$2,000,000

~~((9) Puget Sound Ferry Operations Account—State~~
~~Appropriation: For transfer to the Connecting~~
~~Washington Account—State.....\$1,305,000~~

(~~10~~) (6) Rural Mobility Grant Program Account—
 State
 Appropriation: For transfer to the Multimodal
 Transportation Account—State\$3,000,000

((~~11~~)) (7) State Route Number 520 Civil Penalties
 Account—State Appropriation: For transfer to
 the State Route Number 520 Corridor
 Account—State.....\$2,000,000

((~~12~~)) (8) Capital Vessel Replacement Account—
 State
 Appropriation: For transfer to the Connecting
 Washington Account—State.....\$36,500,000

((~~13~~)) (9) Multimodal Transportation Account—
 State
 Appropriation: For transfer to the Freight
 Mobility Multimodal Account—State((~~8,511,000~~))
\$1,255,000

((~~14~~)) (10) Multimodal Transportation Account—
 State

Appropriation: For transfer to the Puget Sound
 Capital Construction Account—State\$34,000,000

((~~15~~)) (11) Multimodal Transportation Account—
 State
 Appropriation: For transfer to the Puget Sound
 Ferry Operations Account—State((~~20,000,000~~))
\$25,000,000

((~~16~~)) (12) Multimodal Transportation Account—
 State
 Appropriation: For transfer to the Regional
 Mobility Grant Program Account—State.....\$27,679,000

((~~17~~)) (13) Multimodal Transportation Account—
 State
 Appropriation: For transfer to the Rural
 Mobility Grant Program Account—State.....\$15,223,000

((~~18~~)) (14) Tacoma Narrows Toll Bridge
 Account—State
 Appropriation: For transfer to the Motor Vehicle
 Account—State\$950,000

((~~19~~)) (15) Transportation 2003 Account (Nickel
 Account)—
 State Appropriation: For transfer to the Connecting
 Washington Account—State((~~22,970,000~~))
\$18,000,000

((~~20~~)) (16)(a) Interstate 405 Express Toll Lanes
 Operations
 Account—State Appropriation: For transfer to the
 Motor Vehicle Account—State\$2,019,000

(b) The transfer identified in this subsection is
 provided solely to repay in full the motor vehicle account—
 state appropriation loan from section 407(19), chapter 222,
 Laws of 2014.

((~~21~~)) (17)(a) Transportation Partnership
 Account—State
 Appropriation: For transfer to the Alaskan Way Viaduct
 Replacement Project Account—State\$122,047,000

(b) The amount transferred in this subsection
 represents that portion of the up to \$200,000,000 in proceeds
 from the sale of bonds authorized in RCW 47.10.873,
 intended to be sold through the 2021-2023 fiscal biennium,
 used only for construction of the SR 99/Alaskan Way
 Viaduct Replacement project (809936Z), and that must be
 repaid from the Alaskan Way viaduct replacement project
 account consistent with RCW 47.56.864.

((~~22~~)(a)) (18)(a) Motor Vehicle Account—State
 Appropriation:

For transfer to the Tacoma Narrows Toll Bridge
Account—State..... \$5,000,000

(b) The transfer in this subsection must be made in April 2019. It is the intent of the legislature that this transfer is temporary, for the purpose of minimizing the impact of toll increases, and an equivalent reimbursing transfer is to occur in November 2019.

~~((23))~~ (19) Motor Vehicle Account—State
Appropriation:

For transfer to the County Arterial Preservation
Account—State..... \$4,844,000

~~((24))~~ (20)(a) General Fund Account—State
Appropriation:

For transfer to the State Patrol Highway
Account—State..... \$625,000

(b) The state treasurer shall transfer the funds only after receiving notification from the Washington state patrol under section 207(6) ~~((of this act))~~, chapter 297, Laws of 2018.

~~((25))~~ (21)(a) Motor Vehicle Account—State
Appropriation:

For transfer to the Alaskan Way Viaduct Replacement
Project Account—State..... ~~(\$11,337,000)~~
\$9,992,000

(b) The funds provided in (a) of this subsection are a loan to the Alaskan Way viaduct replacement project account—state, and the legislature assumes that these funds will be reimbursed to the motor vehicle account—state at a later date when the portion of state route number 99 that is a deep bore tunnel is operational.

~~((26) Multimodal Transportation Account—State
Appropriation: For transfer to the Highway Safety
Account—State..... \$7,000,000~~

~~(27))~~ (22)(a) Alaskan Way Viaduct Replacement
Project
Account—State Appropriation: For transfer to the
Transportation Partnership Account—State... ~~(\$2,400,000)~~
\$1,471,000

(b) The amount transferred in this subsection represents repayment of debt service incurred for the construction of the SR 99/Alaskan Way Viaduct Replacement Project (809936Z).

(23) Transportation 2003 Account (Nickel Account)
—State Appropriation: For transfer to the Motor
Vehicle Account—State \$10,000,000

MISCELLANEOUS 2017-2019 FISCAL BIENNIUM

Sec. 1101. 2018 c 297 s 701 (uncodified) is amended to read as follows:

ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS

(1) The department of transportation is authorized, subject to the conditions in ~~((section 305(3) of this act))~~ section 305(3), chapter 297, Laws of 2018, to enter into a financing contract pursuant to chapter 39.94 RCW through the state treasurer's lease-purchase program for the purposes indicated. The department may use any funds, appropriated or nonappropriated, in not more than the principal amounts indicated, plus financing expenses and required reserves, if any. Expenditures made by the department of transportation for the indicated purposes before the issue date of the authorized financing contract and any certificates of participation therein may be reimbursed from proceeds of the financing contract and any certificates of participation therein to the extent provided in the agency's financing plan approved by the state finance committee.

(2) Department of transportation: Enter into a financing contract for up to \$32,500,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to renovate the existing office building at 15700 Dayton Ave N, Shoreline.

NEW SECTION. **Sec. 1102.** A new section is added to 2018 c 297 (uncodified) to read as follows:

The appropriations to the department of transportation in chapter 297, Laws of 2018 and this act must be expended for the programs and in the amounts specified in this act. However, after May 1, 2019, unless specifically prohibited, the department may transfer state appropriations for the 2017-2019 fiscal biennium among operating programs after approval by the director of the office of financial management. However, the department shall not transfer state moneys that are provided solely for a specific purpose. The department shall not transfer funds, and the director of the office of financial management shall not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds and not federal funds. The director of the office of financial management shall notify the appropriate transportation committees of the legislature prior to approving any allotment modifications or transfers under this section.

NEW SECTION. **Sec. 1103.** The following acts or parts of acts, as now existing or hereafter amended, are each repealed, effective July 1, 2019:

2018 c 297 s 701.

MISCELLANEOUS

NEW SECTION. **Sec. 1201.** If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. **Sec. 1202.** This act is necessary for the immediate preservation of the public peace, health,

or safety, or support of the state government and its existing public institutions, and takes effect immediately."

ESHB 1160 - CONF REPT

By Conference Committee

SENATE ADOPTED 04/28/2019

On page 1, line 1 of the title, after "appropriations;" strike the remainder of the title and insert "amending RCW 43.19.642, 46.20.745, 46.68.060, 46.68.280, 46.68.290, 46.68.325, 47.56.403, 47.56.876, 41.45.0631, 46.68.063, 46.68.370, 46.68.300, 47.12.340, and 47.60.322; amending 2018 c 297 ss 201, 202, 204, 207-223, 301, 303-311, 401, 403-406, and 701 (uncodified); adding a new section to 2018 c 297 (uncodified); creating new sections; repealing 2018 c 297 s 701; making appropriations and authorizing expenditures for capital improvements; providing an effective date; providing a contingent effective date; providing an expiration date; and declaring an emergency."

Representative Fey
Representative Barkis
Representative Wylie
Senator Hobbs
Senator King
Senator Saldaña

There being no objection, the House adopted the conference committee report on ENGROSSED SUBSTITUTE HOUSE BILL NO. 1160 and advanced the bill as recommended by the conference committee to final passage.

**FINAL PASSAGE OF HOUSE BILL AS
RECOMMENDED BY CONFERENCE COMMITTEE**

Representatives Fey, Barkis, Wylie, Goehner, Valdez, Van Werven, Shea, Slatter, Chambers, Young and Walsh spoke in favor of the passage of the bill as recommended by the conference committee.

The Speaker (Representative Lovick presiding) stated the question before the House to be final passage of Engrossed Substitute House Bill No. 1160 as recommended by the conference committee.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1160, as recommended by the conference committee, and the bill passed the House by the following votes: Yeas, 96; Nays, 2; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber,

McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

Voting nay: Representatives Caldier and Kraft.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1160, as recommended by the conference committee, having received the constitutional majority, was declared passed.

With the consent of the House, the bills previously acted upon were immediately transmitted to the Senate.

There being no objection, the House reverted to the fourth order of business.

**SUPPLEMENTAL INTRODUCTION
& FIRST READING**

There being no objection, ENGROSSED SUBSTITUTE SENATE BILL NO. 5313 was read the first time, and under suspension of the rules was placed on the second reading calendar.

The Speaker (Representative Lovick presiding) called upon Representative Orwall to preside.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

April 28, 2019

MR. SPEAKER:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 2140, with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 84.52.065 and 2018 c 295 s 1 are each amended to read as follows:

STATE PROPERTY TAX DEPOSIT.

(1) Except as otherwise provided in this section, subject to the limitations in RCW 84.55.010, in each year the state must levy for collection in the following year for the support of common schools of the state a tax of three dollars and sixty cents per thousand dollars of assessed value upon the assessed valuation of all taxable property within the state adjusted to the state equalized value in accordance with the indicated ratio fixed by the state department of revenue.

(2)(a) In addition to the tax authorized under subsection (1) of this section, the state must levy an additional property tax for the support of common schools of the state.

(i) For taxes levied for collection in calendar years 2018 through 2021, the rate of tax is the rate necessary to bring the aggregate rate for state property tax levies levied under this subsection and subsection (1) of this section to a combined rate of two dollars and forty cents per thousand dollars of assessed value in calendar year 2019 and two dollars and seventy cents per thousand dollars of assessed value in calendar years 2018, 2020, and 2021. The state property tax levy rates provided in this subsection (2)(a)(i) are based upon the assessed valuation of all taxable property within the state adjusted to the state equalized value in accordance with the indicated ratio fixed by the state department of revenue.

(ii) For taxes levied for collection in calendar year 2022 and thereafter, the tax authorized under this subsection (2) is subject to the limitations of chapter 84.55 RCW.

(b)(i) Except as otherwise provided in this subsection, all taxes collected under this subsection (2) must be deposited into the state general fund.

(ii) For fiscal year 2019, ~~((nine hundred thirty five million dollars of))~~ taxes collected under this subsection (2) must be deposited into the education legacy trust account for the support of common schools.

(3) For taxes levied for collection in calendar years 2019 through 2021, the state property taxes levied under subsections (1) and (2) of this section are not subject to the limitations in chapter 84.55 RCW.

(4) For taxes levied for collection in calendar year 2022 and thereafter, the aggregate rate limit for state property taxes levied under subsections (1) and (2) of this section is three dollars and sixty cents per thousand dollars of assessed value upon the assessed valuation of all taxable property within the state adjusted to the state equalized value in accordance with the indicated ratio fixed by the state department of revenue.

(5) For property taxes levied for collection in calendar years 2019 through 2021, the rate of tax levied under subsection (1) of this section is the actual rate that was levied for collection in calendar year 2018 under subsection (1) of this section.

(6) As used in this section, "the support of common schools" includes the payment of the principal and interest on bonds issued for capital construction projects for the common schools.

Sec. 2. RCW 28A.300.780 and 2018 c 266 s 401 are each amended to read as follows:

HOLD HARMLESS.

(1) For the 2018-19 and 2019-20 school years, the office of the superintendent of public instruction shall allocate a hold-harmless payment to school districts if the sum of (b) of this subsection is greater than the sum of (a) of this subsection for either of the respective school years or if a school district meets the criteria under subsection (2) of this section.

(a) The current school year is calculated as the sum of (a)(i) through (iii) of this subsection using the enrollments and values in effect for that school year for the school district's:

(i) Formula-driven state allocations in part V of the state omnibus appropriations act for these programs: General apportionment, employee compensation adjustments, pupil transportation, special education programs, institutional

education programs, transitional bilingual programs, highly capable, and learning assistance programs;

(ii) Local effort assistance funding received under chapter 28A.500 RCW; and

(iii) The lesser of the school district's voter-approved enrichment levy collection or the maximum levy authority provided under RCW 84.52.0531 for ~~((the previous calendar))~~ that school year.

(b) The baseline school year is calculated as the sum of (b)(i) through (iii) of this subsection using the current school year enrollments and the values in effect during the 2017-18 school year for the school district's:

(i) Formula-driven state allocations in part V of the state omnibus appropriations act for these programs: General apportionment, employee compensation adjustments, pupil transportation, special education programs, institutional education programs, transitional bilingual programs, highly capable, and learning assistance programs;

(ii) Local effort assistance funding received under chapter 28A.500 RCW; and

(iii) Maintenance and operation levy collection under RCW 84.52.0531 in the 2017 calendar year.

(2) From amounts appropriated in chapter 266, Laws of 2018, the superintendent of public instruction must prioritize hold harmless payments to districts that meet both the following criteria:

(a) The sum of the school district's enrichment levy under RCW 84.52.0531 and 2017 3rd sp.s. c 13 s 203 and local effort assistance under RCW 28A.500.015 is less than half of the sum of the maintenance and operations levy and local effort assistance provided under law as it existed on January 1, 2017. For purposes of the calculation in this subsection, the maintenance and operations levy is limited to the lesser of the voter-approved levy as of January 1, 2017, or the maximum levy under law as of January 1, 2017; and

(b) The adjusted assessed value of property within the school district as calculated by the department of revenue is greater than twenty billion dollars in calendar year 2017.

(3) Districts eligible for hold-harmless payments under subsection (1) of this section shall receive the difference between subsection (1)(b) and (a) of this section through the apportionment payment process in RCW 28A.510.250.

(4) The voters of the school district must approve an enrichment levy under RCW 84.52.0531 to be eligible for a hold-harmless payment under this section.

(5) This section expires December 31, 2020.

Sec. 3. RCW 28A.320.330 and 2018 c 266 s 302 are each amended to read as follows:

School districts shall establish the following funds in addition to those provided elsewhere by law:

(1)(a) A general fund for the school district to account for all financial operations of the school district except those required to be accounted for in another fund.

(b) By the 2018-19 school year, a local revenue subfund of its general fund to account for the financial operations of a school district that are paid from local revenues. The local revenues that must be deposited in the local revenue subfund are enrichment levies and transportation vehicle levies collected under RCW 84.52.053, local effort assistance funding received under chapter 28A.500 RCW, and other school district local

revenues including, but not limited to, grants, donations, and state and federal payments in lieu of taxes, but do not include other federal revenues, or local revenues that operate as an offset to the district's basic education allocation under RCW 28A.150.250. School districts must track expenditures from this subfund separately to account for the expenditure of each of these streams of revenue by source, and must provide any supplemental expenditure schedules required by the superintendent of public instruction or state auditor for purposes of RCW 43.09.2856.

(2) A capital projects fund shall be established for major capital purposes. All statutory references to a "building fund" shall mean the capital projects fund so established. Money to be deposited into the capital projects fund shall include, but not be limited to, bond proceeds, proceeds from excess levies authorized by RCW 84.52.053, state apportionment proceeds as authorized by RCW 28A.150.270, earnings from capital projects fund investments as authorized by RCW 28A.320.310 and 28A.320.320, and state forest revenues transferred pursuant to subsection (3) of this section.

Money derived from the sale of bonds, including interest earnings thereof, may only be used for those purposes described in RCW 28A.530.010, except that accrued interest paid for bonds shall be deposited in the debt service fund.

Money to be deposited into the capital projects fund shall include but not be limited to rental and lease proceeds as authorized by RCW 28A.335.060, and proceeds from the sale of real property as authorized by RCW 28A.335.130.

Money legally deposited into the capital projects fund from other sources may be used for the purposes described in RCW 28A.530.010, and for the purposes of:

(a) Major renovation and replacement of facilities and systems where periodical repairs are no longer economical or extend the useful life of the facility or system beyond its original planned useful life. Such renovation and replacement shall include, but shall not be limited to, major repairs, exterior painting of facilities, replacement and refurbishment of roofing, exterior walls, windows, heating and ventilating systems, floor covering in classrooms and public or common areas, and electrical and plumbing systems.

(b) Renovation and rehabilitation of playfields, athletic fields, and other district real property.

(c) The conduct of preliminary energy audits and energy audits of school district buildings. For the purpose of this section:

(i) "Preliminary energy audits" means a determination of the energy consumption characteristics of a building, including the size, type, rate of energy consumption, and major energy using systems of the building.

(ii) "Energy audit" means a survey of a building or complex which identifies the type, size, energy use level, and major energy using systems; which determines appropriate energy conservation maintenance or operating procedures and assesses any need for the acquisition and installation of energy conservation measures, including solar energy and renewable resource measures.

(iii) "Energy capital improvement" means the installation, or modification of the installation, of energy

conservation measures in a building which measures are primarily intended to reduce energy consumption or allow the use of an alternative energy source.

(d) Those energy capital improvements which are identified as being cost-effective in the audits authorized by this section.

(e) Purchase or installation of additional major items of equipment and furniture: PROVIDED, That vehicles shall not be purchased with capital projects fund money.

(f)(i) Costs associated with implementing technology systems, facilities, and projects, including acquiring hardware, licensing software, and online applications and training related to the installation of the foregoing. However, the software or applications must be an integral part of the district's technology systems, facilities, or projects.

(ii) Costs associated with the application and modernization of technology systems for operations and instruction including, but not limited to, the ongoing fees for online applications, subscriptions, or software licenses, including upgrades and incidental services, and ongoing training related to the installation and integration of these products and services. However, to the extent the funds are used for the purpose under this subsection (2)(f)(ii), the school district shall transfer to the district's general fund the portion of the capital projects fund used for this purpose. The office of the superintendent of public instruction shall develop accounting guidelines for these transfers in accordance with internal revenue service regulations.

(g) Major equipment repair, painting of facilities, and other major preventative maintenance purposes. However, to the extent the funds are used for the purpose under this subsection (2)(g), the school district shall transfer to the district's general fund the portion of the capital projects fund used for this purpose. The office of the superintendent of public instruction shall develop accounting guidelines for these transfers in accordance with internal revenue service regulations. Based on the district's most recent two-year history of general fund maintenance expenditures, funds used for this purpose may not replace routine annual preventative maintenance expenditures made from the district's general fund.

(h) During the 2019-2021 fiscal biennium, renovation and replacement of facilities and systems, purchase or installation of items of equipment and furniture, including maintenance vehicles and machinery, and other preventative maintenance or infrastructure improvement purposes.

(3) A debt service fund to provide for tax proceeds, other revenues, and disbursements as authorized in chapter 39.44 RCW. State forestland revenues that are deposited in a school district's debt service fund pursuant to RCW 79.64.110 and to the extent not necessary for payment of debt service on school district bonds may be transferred by the school district into the district's capital projects fund.

(4) An associated student body fund as authorized by RCW 28A.325.030.

(5) Advance refunding bond funds and refunded bond funds to provide for the proceeds and disbursements as authorized in chapter 39.53 RCW.

Sec. 4. RCW 41.05.011 and 2018 c 260 s 4 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Authority" means the Washington state health care authority.

(2) "Board" means the public employees' benefits board established under RCW 41.05.055 and the school employees' benefits board established under RCW 41.05.740.

(3) "Dependent care assistance program" means a benefit plan whereby employees and school employees may pay for certain employment related dependent care with pretax dollars as provided in the salary reduction plan under this chapter pursuant to 26 U.S.C. Sec. 129 or other sections of the internal revenue code.

(4) "Director" means the director of the authority.

(5) "Emergency service personnel killed in the line of duty" means law enforcement officers and firefighters as defined in RCW 41.26.030, members of the Washington state patrol retirement fund as defined in RCW 43.43.120, and reserve officers and firefighters as defined in RCW 41.24.010 who die as a result of injuries sustained in the course of employment as determined consistent with Title 51 RCW by the department of labor and industries.

(6)(a) "Employee" for the public employees' benefits board program includes all employees of the state, whether or not covered by civil service; elected and appointed officials of the executive branch of government, including full-time members of boards, commissions, or committees; justices of the supreme court and judges of the court of appeals and the superior courts; and members of the state legislature. Pursuant to contractual agreement with the authority, "employee" may also include: (i) Employees of a county, municipality, or other political subdivision of the state and members of the legislative authority of any county, city, or town who are elected to office after February 20, 1970, if the legislative authority of the county, municipality, or other political subdivision of the state submits application materials to the authority to provide any of its insurance programs by contract with the authority, as provided in RCW 41.04.205 and 41.05.021(1)(g); (ii) employees of employee organizations representing state civil service employees, at the option of each such employee organization; (iii) through December 31, 2019, employees of a school district if the authority agrees to provide any of the school districts' insurance programs by contract with the authority as provided in RCW 28A.400.350; (iv) employees of a tribal government, if the governing body of the tribal government seeks and receives the approval of the authority to provide any of its insurance programs by contract with the authority, as provided in RCW 41.05.021(1) (f) and (g); (v) employees of the Washington health benefit exchange if the governing board of the exchange established in RCW 43.71.020 seeks and receives approval of the authority to provide any of its insurance programs by contract with the authority, as provided in RCW 41.05.021(1) (g) and (n); and (vi) through December 31, 2019, employees of a charter school established under chapter 28A.710 RCW. "Employee" does not include: Adult family home providers; unpaid volunteers; patients of state hospitals; inmates; employees of the Washington state convention and trade center as provided in RCW 41.05.110; students of institutions of higher education as determined by their institution; and any

others not expressly defined as employees under this chapter or by the authority under this chapter.

(b) Effective January 1, 2020, "school employee" for the school employees' benefits board program includes:

(i) ~~All employees of school districts ((educational service districts,))~~ and charter schools established under chapter 28A.710 RCW;

(ii) Represented employees of educational service districts; and

(iii) Effective January 1, 2024, all employees of educational service districts.

(7) "Employee group" means employees of a similar employment type, such as administrative, represented classified, nonrepresented classified excluding such employees in educational service districts until December 31, 2023, confidential, represented certificated, or nonrepresented certificated excluding such employees in educational service districts until December 31, 2023, within a school employees' benefits board organization.

(8)(a) "Employer" for the public employees' benefits board program means the state of Washington.

(b) "Employer" for the school employees' benefits board program means school districts and educational service districts and charter schools established under chapter 28A.710 RCW.

(9) "Employer group" means those counties, municipalities, political subdivisions, the Washington health benefit exchange, tribal governments, employee organizations representing state civil service employees, and through December 31, 2019, school districts, ~~((educational service districts, and))~~ and through December 31, 2023, educational service districts obtaining employee benefits through a contractual agreement with the authority to participate in benefit plans developed by the public employees' benefits board.

(10)(a) "Employing agency" for the public employees' benefits board program means a division, department, or separate agency of state government, including an institution of higher education; a county, municipality, or other political subdivision; and a tribal government covered by this chapter.

(b) "Employing agency" for the school employees' benefits board program means school districts, educational service districts, and charter schools.

(11) "Faculty" means an academic employee of an institution of higher education whose workload is not defined by work hours but whose appointment, workload, and duties directly serve the institution's academic mission, as determined under the authority of its enabling statutes, its governing body, and any applicable collective bargaining agreement.

(12) "Flexible benefit plan" means a benefit plan that allows employees and school employees to choose the level of health care coverage provided and the amount of employee or school employee contributions from among a range of choices offered by the authority.

(13) "Insuring entity" means an insurer as defined in chapter 48.01 RCW, a health care service contractor as defined in chapter 48.44 RCW, or a health maintenance organization as defined in chapter 48.46 RCW.

(14) "Medical flexible spending arrangement" means a benefit plan whereby state and school employees

may reduce their salary before taxes to pay for medical expenses not reimbursed by insurance as provided in the salary reduction plan under this chapter pursuant to 26 U.S.C. Sec. 125 or other sections of the internal revenue code.

(15) "Participant" means an individual who fulfills the eligibility and enrollment requirements under the salary reduction plan.

(16) "Plan year" means the time period established by the authority.

(17) "Premium payment plan" means a benefit plan whereby public employees may pay their share of group health plan premiums with pretax dollars as provided in the salary reduction plan under this chapter pursuant to 26 U.S.C. Sec. 125 or other sections of the internal revenue code.

(18) "Public employee" has the same meaning as employee and school employee.

(19) "Retired or disabled school employee" means:

(a) Persons who separated from employment with a school district or educational service district and are receiving a retirement allowance under chapter 41.32 or 41.40 RCW as of September 30, 1993;

(b) Persons who separate from employment with a school district, educational service district, or charter school on or after October 1, 1993, and immediately upon separation receive a retirement allowance under chapter 41.32, 41.35, or 41.40 RCW;

(c) Persons who separate from employment with a school district, educational service district, or charter school due to a total and permanent disability, and are eligible to receive a deferred retirement allowance under chapter 41.32, 41.35, or 41.40 RCW.

(20) "Salary" means a state or school employee's monthly salary or wages.

(21) "Salary reduction plan" means a benefit plan whereby public employees may agree to a reduction of salary on a pretax basis to participate in the dependent care assistance program, medical flexible spending arrangement, or premium payment plan offered pursuant to 26 U.S.C. Sec. 125 or other sections of the internal revenue code.

(22) "School employees' benefits board organization" means a public school district or educational service district or charter school established under chapter 28A.710 RCW that is required to participate in benefit plans provided by the school employees' benefits board.

(23) "School year" means school year as defined in RCW 28A.150.203(11).

(24) "Seasonal employee" means a state employee hired to work during a recurring, annual season with a duration of three months or more, and anticipated to return each season to perform similar work.

(25) "Separated employees" means persons who separate from employment with an employer as defined in:

(a) RCW 41.32.010(17) on or after July 1, 1996; or
(b) RCW 41.35.010 on or after September 1, 2000;

or

(c) RCW 41.40.010 on or after March 1, 2002;

and who are at least age fifty-five and have at least ten years of service under the teachers' retirement system plan 3 as defined in RCW 41.32.010(33), the Washington school employees' retirement system plan 3 as defined in RCW

41.35.010, or the public employees' retirement system plan 3 as defined in RCW 41.40.010.

(26) "State purchased health care" or "health care" means medical and health care, pharmaceuticals, and medical equipment purchased with state and federal funds by the department of social and health services, the department of health, the basic health plan, the state health care authority, the department of labor and industries, the department of corrections, the department of veterans affairs, and local school districts.

(27) "Tribal government" means an Indian tribal government as defined in section 3(32) of the employee retirement income security act of 1974, as amended, or an agency or instrumentality of the tribal government, that has government offices principally located in this state.

Sec. 5. RCW 41.05.050 and 2018 c 260 s 10 are each amended to read as follows:

(1) Every: (a) Department, division, or separate agency of state government; (b) county, municipal, school district, educational service district, or other political subdivisions; and (c) tribal governments as are covered by this chapter, shall provide contributions to insurance and health care plans for its employees and their dependents, the content of such plans to be determined by the authority. Contributions, paid by the county, the municipality, other political subdivision, or a tribal government for their employees, shall include an amount determined by the authority to pay such administrative expenses of the authority as are necessary to administer the plans for employees of those groups, except as provided in subsection (4) of this section.

(2) To account for increased cost of benefits for the state and for state employees, the authority may develop a rate surcharge applicable to participating counties, municipalities, other political subdivisions, and tribal governments.

(3) The contributions of any: (a) Department, division, or separate agency of the state government; (b) county, municipal, or other political subdivisions; (c) any tribal government as are covered by this chapter; and (d) school districts, educational service districts, and charter schools, shall be set by the authority, subject to the approval of the governor for availability of funds as specifically appropriated by the legislature for that purpose. Insurance and health care contributions for ferry employees shall be governed by RCW 47.64.270.

(4)(a) Until January 1, 2020, the authority shall collect from each participating school district and educational service district an amount equal to the composite rate charged to state agencies, plus an amount equal to the employee premiums by plan and family size as would be charged to employees, for groups of school district and educational service district employees enrolled in authority plans. The authority may collect these amounts in accordance with the school district or educational service district fiscal year, as described in RCW 28A.505.030.

(b)(i) For all groups of school district or educational service district employees enrolling in authority plans for the first time after September 1, 2003, and until January 1, 2020, the authority shall collect from each participating school district or educational service district an amount equal to the composite rate charged to state agencies, plus an amount

equal to the employee premiums by plan and by family size as would be charged to employees, only if the authority determines that this method of billing the school districts and educational service districts will not result in a material difference between revenues from school districts and educational service districts and expenditures made by the authority on behalf of school districts and educational service districts and their employees. The authority may collect these amounts in accordance with the school district or educational service district fiscal year, as described in RCW 28A.505.030.

(ii) For all groups of educational service district employees' enrolling in plans developed by the public employees' benefits board after January 1, 2020, and until January 1, 2024, the authority shall collect from each participating educational service district an amount equal to the composite rate charged to state agencies, plus an amount equal to the employee premiums by plan and by family size as would be charged to employees, only if the authority determines that this method of billing the educational service districts will not result in a material difference between revenues from educational service districts and expenditures made by the authority on behalf of educational service districts and their employees. The authority may collect these amounts in accordance with the educational service district fiscal year, as described in RCW 28A.505.030.

(c) Until January 1, 2020, if the authority determines at any time that the conditions in (b) of this subsection cannot be met, the authority shall offer enrollment to additional groups of school and educational service district employees on a tiered rate structure until such time as the authority determines there would be no material difference between revenues and expenditures under a composite rate structure for all school and educational service district employees enrolled in authority plans.

(d)(i) Beginning January 1, 2020, all school districts, represented employees of educational service districts, and charter schools shall commence participation in the school employees' benefits board program established under RCW 41.05.740. All school districts, represented employees of educational service districts, charter schools, and all school district employee groups participating in the public employees' benefits board plans before January 1, 2020, shall thereafter participate in the school employees' benefits board program administered by the authority. All school districts, represented employees of educational service districts, and charter schools shall provide contributions to the authority for insurance and health care plans for school employees and their dependents. These contributions must be provided to the authority for all eligible school employees eligible for benefits under RCW 41.05.740(6)(d), including school employees who have waived their coverage; contributions to the authority are not required for individuals eligible for benefits under RCW 41.05.740(6)(e) who waive their coverage.

(ii) Beginning January 1, 2024, all educational service districts shall participate in the school employees' benefits board program.

(e) For the purposes of this subsection, "tiered rates" means the amounts the authority must pay to insuring entities by plan and by family size.

(f) Notwithstanding this subsection and RCW 41.05.065(4), the authority may allow school districts and educational service districts enrolled on a tiered rate structure prior to September 1, 2002, and until January 1, 2020, to continue participation based on the same rate structure and under the same conditions and eligibility criteria.

(5) The authority shall transmit a recommendation for the amount of the employer contributions to the governor and the director of financial management for inclusion in the proposed budgets submitted to the legislature.

Sec. 6. RCW 28A.400.350 and 2018 c 260 s 23 are each amended to read as follows:

(1) The board of directors of any of the state's school districts or educational service districts may make available medical, dental, vision, liability, life, accident, disability, and salary protection or insurance, direct agreements as defined in chapter 48.150 RCW, or any one of, or a combination of the types of employee benefits enumerated in this subsection, or any other type of insurance or protection, for the members of the boards of directors, the students, and employees of the school district or educational service district, and their dependents. Except as provided in subsection (6) of this section, such coverage may be provided by contracts or agreements with private carriers, with the state health care authority, or through self-insurance or self-funding pursuant to chapter 48.62 RCW, or in any other manner authorized by law. Any direct agreement must comply with RCW 48.150.050.

(2)(a) Whenever funds are available for these purposes the board of directors of the school district or educational service district may contribute all or a part of the cost of such protection or insurance for the employees of their respective school districts or educational service districts and their dependents. The premiums on such liability insurance shall be borne by the school district or educational service district.

(b) After October 1, 1990, school districts may not contribute to any employee protection or insurance other than liability insurance unless the district's employee benefit plan conforms to RCW 28A.400.275 and 28A.400.280.

(c) After December 31, 2019, school district contributions to any employee insurance that is purchased through the health care authority must conform to the requirements established by chapter 41.05 RCW and the school employees' benefits board.

(3) For school board members, educational service district board members, and students, the premiums due on such protection or insurance shall be borne by the assenting school board member, educational service district board member, or student. The school district or educational service district may contribute all or part of the costs, including the premiums, of life, health, health care, accident or disability insurance which shall be offered to all students participating in interschool activities on the behalf of or as representative of their school, school district, or educational service district. The school district board of directors and the educational service district board may require any student participating in extracurricular interschool activities to, as a condition of participation, document evidence of insurance or purchase insurance that will provide adequate coverage, as determined by the school district board of directors or the

educational service district board, for medical expenses incurred as a result of injury sustained while participating in the extracurricular activity. In establishing such a requirement, the district shall adopt regulations for waiving or reducing the premiums of such coverage as may be offered through the school district or educational service district to students participating in extracurricular activities, for those students whose families, by reason of their low income, would have difficulty paying the entire amount of such insurance premiums. The district board shall adopt regulations for waiving or reducing the insurance coverage requirements for low-income students in order to assure such students are not prohibited from participating in extracurricular interschool activities.

(4) All contracts or agreements for insurance or protection written to take advantage of the provisions of this section shall provide that the beneficiaries of such contracts may utilize on an equal participation basis the services of those practitioners licensed pursuant to chapters 18.22, 18.25, 18.53, 18.57, and 18.71 RCW.

(5)(a) Until the creation of the school employees' benefits board under RCW 41.05.740, school districts offering medical, vision, and dental benefits shall:

(i) Offer a high deductible health plan option with a health savings account that conforms to section 223, part VII of subchapter 1 of the internal revenue code of 1986. School districts shall comply with all applicable federal standards related to the establishment of health savings accounts;

(ii) Make progress toward employee premiums that are established to ensure that full family coverage premiums are not more than three times the premiums for employees purchasing single coverage for the same coverage plan, unless a subsequent premium differential target is defined as a result of the review and subsequent actions described in RCW 41.05.655;

(iii) Offer employees at least one health benefit plan that is not a high deductible health plan offered in conjunction with a health savings account in which the employee share of the premium cost for a full-time employee, regardless of whether the employee chooses employee-only coverage or coverage that includes dependents, does not exceed the share of premium cost paid by state employees during the state employee benefits year that started immediately prior to the school year.

(b) All contracts or agreements for employee benefits must be held to responsible contracting standards, meaning a fair, prudent, and accountable competitive procedure for procuring services that includes an open competitive process, except where an open process would compromise cost-effective purchasing, with documentation justifying the approach.

(c) School districts offering medical, vision, and dental benefits shall also make progress on promoting health care innovations and cost savings and significantly reduce administrative costs.

(d) All contracts or agreements for insurance or protection described in this section shall be in compliance with chapter 3, Laws of 2012 2nd sp. sess.

(6) The authority to make available basic and optional benefits to school employees under this section expires December 31, 2019, except for nonrepresented employees of educational service districts for which the

authority expires December 31, 2023. Beginning January 1, 2020, school districts, for all school employees, and educational service districts, for represented employees, shall make available basic and optional benefits through plans offered by the health care authority and the school employees' benefits board. Beginning January 1, 2024, educational service districts, for nonrepresented employees, shall make available basic and optional benefits through plans offered by the health care authority and the school employees' benefits board.

NEW SECTION. Sec. 7. (1) The Washington state health care authority, in consultation with the office of the superintendent of public instruction, educational service districts, and the office of financial management, shall study employee health benefits in educational service districts and the impact of participation in the school employees' benefits board program on educational service districts and their employees. The study must include an analysis of:

(a) Health benefit plans provided to educational service district employees and their costs;

(b) Estimated costs to educational service districts to participate in the school employees' benefits board program;

(c) Comparisons of costs, benefits offered, and employees covered, between educational service district health benefits and school employees' benefits board health benefits if adopted; and

(d) Revenue from school districts, state, federal, and other sources that support educational service district services and their ability to support rates negotiated for the school employees' benefits board program.

(2) By December 31, 2020, and in compliance with RCW 43.01.036, the Washington state health care authority must report findings from the study to the fiscal committees of the legislature.

NEW SECTION. Sec. 8. EFFECTIVE DATE FOR PROPERTY TAX DEPOSIT AND HOLD HARMLESS. Sections 1 and 2 of this act are necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and take effect immediately.

Sec. 9. RCW 28C.--.-- and 2019 c ... (E2SHB 2158) s 56 are each amended to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, the career connected learning grant program is established as a competitive grant program to advance the career connect Washington vision under RCW 28C.--.-- (section 55, chapter . . . (E2SHB 2158), Laws of 2019). The employment security department shall administer the program. The governor's office shall work with the employment security department to establish grant criteria and guide the process for selection with consultation from the career connected learning cross-agency work group.

(2) The purpose of the career connected learning grant program is to create career connected learning opportunities, including career awareness and exploration, career preparation, and career launch programs, that are both tailored to the local needs of students and employers and designed so that students may receive high school or college credit across industries and regions of the state to the maximum extent possible.

(3) The program funds shall be used for two overarching purposes:

(a) Support regional career connected learning and work-integrated learning networks in both rural and urban areas under subsection (5) of this section; and

(b) Support career connected learning program intermediaries working within and across regions who partner with multiple employers, labor partners, and educational institutions, work with K-12 and postsecondary career representatives to develop curricula for new and innovative programs, and scale existing career awareness and exploration, career preparation, and endorsed career launch programs.

(4) The program administrator shall consult with the governor's office and the career connected learning cross-agency work group established in RCW 28C.--.-- (section 54, chapter . . . (E2SHB 2158), Laws of 2019) to develop a formal request for proposal for both the regional career connected learning and work-integrated learning networks and the program intermediaries.

(5)(a) Proposals for regional career connected learning and work-integrated learning networks and intermediaries may be sought from applicants within the geographic areas of the nine educational service districts. Successful applicants shall convene and manage regional, cross-industry networks that will lead to the expansion of career connected learning opportunities.

(b) Regional career connected learning and work-integrated learning network applicants must demonstrate regional knowledge and status as a trusted partner of industry and education stakeholders, a track record of success with career connected learning and aligned initiatives, and a commitment to equity. Regional career connected learning networks may include, but are not limited to, regional education networks, school districts, educational service districts, higher education institutions, workforce development councils, chambers of commerce, industry associations, joint labor management councils, multiemployer training partnerships, economic development councils, and nonprofit organizations.

(6) Eligible program intermediary applicants may include, but are not limited to, new or existing industry associations, joint labor management councils, regional networks, career technical student organizations, postsecondary education and training institutions working with multiple employer partners, state agencies, and other community-based organizations and expanded learning partners.

(7) Program intermediaries must work with appropriate faculty and staff at the state universities, the regional universities, and the state college, and K-12 education representatives, to expand the number of career launch program credits that may be articulated and transferred to postsecondary degree programs.

(8) Subject to the availability of amounts appropriated for this specific purpose, the employment security department, as the administrator of the program, has the authority to utilize funds deposited in the career connected learning account for the purposes of the program.

(9) During the 2019-2021 fiscal biennium, the employment security department must provide sufficient funding from amounts appropriated for the program to the

office of the superintendent of public instruction to provide a grant to each of the nine educational service districts for costs of employing one full-time equivalent employee to support the expansion of career connected learning opportunities.

NEW SECTION. Sec. 10. Section 9 of this act takes effect only if chapter . . . (Engrossed Second Substitute House Bill No. 2158), Laws of 2019 is enacted by the effective date of this section."

On page 1, line 1 of the title, after "funding;" strike the remainder of the title and insert "amending RCW 84.52.065, 28A.300.780, 28A.320.330 41.05.011, 41.05.050, 28A.400.350, and 28C.--.--; creating a new section; providing a contingent effective date; and declaring an emergency."

and the same is herewith transmitted.

Sarah Bannister, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House refused to concur in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2140 and asked the Senate to recede therefrom.

MESSAGE FROM THE SENATE

April 28, 2019

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2042 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that increasing the rate of adoption of electric vehicles and vessels and other clean alternative fuel vehicles will help to reduce harmful air pollution from exhaust emissions, including greenhouse gas emissions, in the state. The legislature also finds that an increased reliance on greener transit options will help to further reduce harmful air pollution from exhaust emissions. The legislature further finds that support for clean alternative fuel infrastructure can help to increase adoption of green transportation in the state, as noted in a 2015 joint transportation committee report. It is therefore the legislature's intent to drive green vehicle and vessel adoption and increased green transit use by: (1) Establishing and extending tax incentive programs for alternative fuel vehicles and related infrastructure, including for commercial vehicles; (2) providing funding for a capital grant program to assist transit authorities in reducing the carbon output of their fleets; (3) increasing public and private electric utilities' ability to invest in electric vehicle charging infrastructure; (4) establishing a technical assistance program for public agencies within the Washington State University's energy program; (5) funding a pilot program to test methods for facilitating access to

alternative fuel vehicles and alternative fuel vehicle infrastructure by low-income residents of the state; (6) funding a study to examine opportunities to provide financing assistance to lower-income residents of the state who would like to purchase an electric vehicle; and (7) establishing a tax incentive program for certain electric vessels.

Sec. 2. RCW 28B.30.903 and 2010 c 37 s 1 are each amended to read as follows:

(1) The Washington State University extension energy program shall provide information, technical assistance, and consultation on physical plant operation, maintenance, and construction issues to state and local governments, tribal governments, and nonprofit organizations through its plant operations support program. The Washington State University extension energy program may not enter into facilities design or construction contracts on behalf of state or local government agencies, tribal governments, or nonprofit organizations. The plant operations support program created in this section must be funded by voluntary subscription charges, service fees, and other funding acquired by or provided to Washington State University for such purposes.

(2) Subject to the availability of amounts appropriated for this specific purpose through the 2023-2025 biennium, the Washington State University extension energy program must establish and administer a technical assistance and education program focused on the use of alternative fuel vehicles. Education and assistance may be provided to public agencies, including local governments and other state political subdivisions.

Sec. 3. RCW 47.04.350 and 2015 3rd sp.s. c 44 s 403 are each amended to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose through the 2023-2025 biennium, the department's public-private partnership office must develop and maintain a ((pilot)) program to support the deployment of ((electric)) clean alternative fuel vehicle charging and refueling infrastructure that is supported by private financing.

(2) The department must define corridors in which bidders may propose to install electric vehicle charging infrastructure or hydrogen fueling stations, and may update these corridors over time as needed. Alternatively, a bidder may propose a corridor in which the bidder proposes to install electric vehicle infrastructure or hydrogen fueling stations if the department has adopted rules allowing such a proposal and establishing guidelines for how such a proposal will be considered.

(3)(a) For bid proposals under this section, the department must require the following:

(i) Bidders must have private sector partners contributing to the project who stand to gain indirect value from development of the project, such as motor vehicle manufacturers, retail stores, or tourism stakeholders;

(ii) Bidders must demonstrate that the proposed project will be valuable to ((electric)) clean alternative fuel

vehicle drivers and will address an existing gap in the state's ((electric vehicle charging station)) low carbon transportation infrastructure;

(iii) Projects must be expected to be profitable and sustainable for the owner-operator and the private partner; and

(iv) Bidders must specify how the project captures the indirect value of charging or refueling station deployment to the private partner.

(b) The department may adopt rules that require any other criteria for a successful project.

(4) In evaluating proposals under this section, the department may use the electric vehicle financial analysis tool that was developed in the joint transportation committee's study into financing electric vehicle charging station infrastructure.

(5)(a) After selecting a successful proposer under this section, the department may provide a loan or grant to the proposer.

(b) Grants and loans issued under this subsection must be funded from the electric vehicle ((charging infrastructure)) account created in RCW 82.44.200.

(c) Any project selected for support under this section is eligible for only one grant or loan as a part of the ((pilot)) program.

(6) The department may conduct preliminary workshops with potential bidders and other potential private sector partners to determine the best method of designing and maintaining the ((pilot)) program, discuss how to develop and maintain the partnerships among the private sector partners that may receive indirect value, and any other issues relating to the implementation and administration of this section. The department should consider regional workshops to engage potential business partners from across the state.

(7) The department must adopt rules to implement and administer this section.

Sec. 4. 2019 c ... (SHB 1512) s 1 (uncodified) is amended to read as follows:

The legislature finds that:

(1) Programs for the electrification of transportation have the potential to allow electric utilities to optimize the use of electric grid infrastructure, improve the management of electric loads, and better manage the integration of variable renewable energy resources. Depending upon each utility's unique circumstances, electrification of transportation programs may provide cost-effective energy efficiency, through more efficient use of energy resources, and more efficient use of the electric delivery system. Electrification of transportation may result in cost savings and benefits for all ratepayers.

(2) State policy can achieve the greatest return on investment in reducing greenhouse gas emissions and improving air quality by expediting the transition to alternative fuel vehicles, including electric vehicles.

Potential benefits associated with electrification of transportation include the monetization of environmental attributes associated with carbon reduction in the transportation sector.

(3) Legislative clarity is important for utilities to offer programs and services, including incentives, in the electrification of transportation for their customers. It is the intent of the legislature to allow all utilities to support transportation electrification to further the state's policy goals and achieve parity among all electric utilities, so each electric utility, depending on its unique circumstances, can determine its appropriate role in the development of electrification of transportation infrastructure.

Sec. 5. RCW 80.28.--- and 2019 c ... (SHB 1512) s 4 are each amended to read as follows:

(1) An electric utility regulated by the utilities and transportation commission under this chapter may submit to the commission an electrification of transportation plan that deploys electric vehicle supply equipment or provides other electric transportation programs, services, or incentives to support electrification of transportation ~~(, provided that such electric vehicle supply equipment, programs, or services may not increase costs to customers in excess of one quarter of one percent above the benefits of electric transportation to all customers over a period consistent with the utility's planning horizon under its most recent integrated resource plan)).~~ The plans should align to a period consistent with either the utility's planning horizon under its most recent integrated resource plan or the time frame of the actions contemplated in the plan, and may include:

(a) Any programs that the utility is proposing contemporaneously with the plan filing or anticipates later in the plan period;

(b) Anticipated benefits of transportation electrification, based on a forecast of electric transportation in the utilities' service territory; and

(c) Anticipated costs of programs, subject to the restrictions in RCW 80.28.360.

(2) In reviewing an electrification of transportation plan under subsection (1) of this section, the commission may consider the following: (a) The applicability of multiple options for electrification of transportation across all customer classes; (b) the impact of electrification on the utility's load, and whether demand response or other load management opportunities, including direct load control and dynamic pricing, are operationally appropriate; (c) system reliability and distribution system efficiencies; (d) interoperability concerns, including the interoperability of hardware and software systems in electrification of transportation proposals; and (e) the benefits and costs of the planned actions ~~(; and (f) the overall customer experience)).~~

(3) The commission must issue an acknowledgment of an electrification of transportation plan within six months of the submittal of the plan. The commission may establish by rule the requirements for preparation and submission of an electrification of transportation plan. An electric utility

may submit a plan under this section before or during rule-making proceedings.

Sec. 6. RCW 80.28.360 and 2019 c ... (SHB 1512) s 5 are each amended to read as follows:

(1) In establishing rates for each electrical company regulated under this title, the commission may allow an incentive rate of return on investment through December 31, 2030, on capital expenditures for electric vehicle supply equipment that is deployed for the benefit of ratepayers, provided that the capital expenditures of the utilities' programs or plans in section 5(1) of this act do not increase ((costs to ratepayers)) the annual retail revenue requirement of the utility, after accounting for the benefits of transportation electrification in each year of the plan, in excess of one-quarter of one percent. The commission must consider and may adopt other policies to improve access to and promote fair competition in the provision of electric vehicle supply equipment.

(2) An incentive rate of return on investment under this section may be allowed only if the company chooses to pursue capital investment in electric vehicle supply equipment on a fully regulated basis similar to other capital investments behind a customer's meter. In the case of an incentive rate of return on investment allowed under this section, an increment of up to two percent must be added to the rate of return on common equity allowed on the company's other investments.

(3) The incentive rate of return on investment authorized in subsection (2) of this section applies only to projects which have been installed after July 1, 2015.

(4) The incentive rate of return on investment increment pursuant to this section may be earned only for a period up to the depreciable life of the electric vehicle supply equipment as defined in the depreciation schedules developed by the company and submitted to the commission for review. When the capital investment has fully depreciated, an electrical company may gift the electric vehicle supply equipment to the owner of the property on which it is located.

(5) By December 31, 2017, the commission must report to the appropriate committees of the legislature with regard to the use of any incentives allowed under this section, the quantifiable impacts of the incentives on actual electric vehicle deployment, and any recommendations to the legislature about utility participation in the electric vehicle market.

NEW SECTION. Sec. 7. This section is the tax preference performance statement for the tax preferences contained in sections 8 through 14, chapter . . ., Laws of 2019 (sections 8 through 14 of this act). The performance statement is only intended to be used for subsequent evaluation of the tax preference. It is not intended to create a private right of action by any party or be used to determine eligibility for preferential tax treatment.

(1) The legislature categorizes the tax preferences as ones intended to induce certain designated behavior by taxpayers, as indicated in RCW 82.32.808(2)(a).

(2) It is the legislature's specific public policy objective to increase the use of clean alternative fuel vehicles in Washington. It is the legislature's intent to establish and extend tax incentive programs for alternative fuel vehicles and related infrastructure by: (a) Reinstating the sales and use tax exemption on certain clean alternative fuel vehicles in order to reduce the price charged to customers for clean alternative fuel vehicles; (b) extending the business and occupation and public utility tax credit for clean alternative fuel commercial vehicles and expanding it to include clean alternative fuel infrastructure; (c) extending the sales and use tax exemption for electric vehicle batteries, fuel cells, and infrastructure and expanding it to include the electric battery and fuel cell components of electric buses and zero emissions buses; and (d) extending the leasehold excise tax exemption to tenants of public lands for battery and fuel cell electric vehicle infrastructure.

(3) To measure the effectiveness of the tax preferences in sections 8 through 14, chapter . . ., Laws of 2019 (sections 8 through 14 of this act) in achieving the public policy objectives described in subsection (2) of this section, the joint legislative audit and review committee must evaluate the number of clean alternative fuel vehicles titled in the state.

(4) In order to obtain the data necessary to perform the review in subsection (3) of this section, the department of licensing and the department of revenue must provide data needed for the joint legislative audit and review committee analysis. In addition to the data source described under this subsection, the joint legislative audit and review committee may use any other data it deems necessary.

Sec. 8. RCW 82.04.4496 and 2017 c 116 s 1 are each amended to read as follows:

(1)(a)(i) A person who is taxable under this chapter is allowed a credit against the tax imposed in this chapter according to the gross vehicle weight rating of the vehicle and the incremental cost of the vehicle purchased above the purchase price of a comparable conventionally fueled vehicle. The credit is limited, as set forth in the table below, to the lesser of the incremental cost amount or the maximum credit amount per vehicle purchased, and subject to a maximum annual credit amount per vehicle class.

Gross Vehicle Weight	Incremental Cost Amount	Maximum Credit Amount Per Vehicle	Maximum Annual Credit Per Vehicle Class
Up to 14,000 pounds	((50%)) <u>75%</u> of incremental cost	\$25,000	\$2,000,000
14,001 to 26,500 pounds	((50%)) <u>75%</u> of incremental cost	\$50,000	\$2,000,000

Above 26,500 pounds	((50%)) <u>75%</u> of incremental cost	\$100,000	\$2,000,000
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(ii) A person who is taxable under this chapter is allowed a credit against the tax imposed in this chapter for up to fifty percent of the cost to purchase alternative fuel vehicle infrastructure, tangible personal property that will become a component of alternative fuel vehicle infrastructure, and installation and construction of alternative fuel vehicle infrastructure, but excluding the cost of property acquisition and site improvement related to the installation of alternative fuel vehicle infrastructure. The credit is subject to a maximum annual credit amount of two million dollars.

(b) On September 1st of each year, any unused credits from any ~~((weight class))~~ category identified in ~~((the table in))~~ (a) of this subsection must be made available to applicants applying for credits under any other ~~((weight class listed))~~ category identified in (a) of this subsection, subject to the maximum annual and total credit amounts identified in this subsection. The credit established in this section and RCW 82.16.0496 is subject to a maximum annual credit amount of six million dollars, and a maximum total credit amount of thirty-two and one-half million dollars since the credit became available on July 15, 2015.

(c) The credit provided in (a)(i) of this subsection ~~((+))~~ is available for the lease of a vehicle. The credit amount for a leased vehicle is equal to the credit in (a)(i) of this subsection ~~((+))~~ multiplied by the lease reduction factor. The person claiming the credit for a leased vehicle must be the lessee as identified in the lease contract.

(2) A person who is taxable under this chapter is allowed, subject to the maximum annual credit per ~~((vehicle class))~~ category in subsection (1)(a) of this section, a credit against the tax imposed in this chapter for the lesser of twenty-five thousand dollars or ~~((thirty))~~ fifty percent of the costs of converting a commercial vehicle to be principally powered by a clean alternative fuel with a United States environmental protection agency certified conversion.

(3) The total credits under subsection (1)(a)(i) of this section may not exceed the lesser of two hundred fifty thousand dollars or twenty-five vehicles per person per calendar year.

(4) A person may not receive credit under this section for amounts claimed as credits under chapter 82.16 RCW.

(5) Credits are available on a first-in-time basis.

(a) The department must disallow any credits, or portion thereof, that would cause the total amount of credits claimed under this section, and RCW 82.16.0496, during any calendar year to exceed six million dollars. The department must provide notification on its web site monthly on the amount of credits that have been applied for, the amount issued, and the amount remaining before the statewide annual limit is reached. In addition, the department must provide written notice to any person who has applied to

claim tax credits in excess of the limitation in this subsection.

(b) The department must disallow any credits, or portion thereof, that would cause the total amount of credits claimed beginning July 15, 2015, under this section and RCW 82.16.0496 to exceed thirty-two and one-half million dollars. The department must provide notification on its web site monthly on the total amount of credits that have been applied for, the amount issued, and the amount remaining before the statewide limit is reached. In addition, the department must provide written notice to any person who has applied to claim tax credits in excess of the limitation in this subsection.

(6) For the purposes of the limits provided in this section, a credit must be counted against such limits for the calendar year in which the credit is earned.

(7) To claim a credit under this section a person must electronically file with the department all returns, forms, and any other information required by the department, in an electronic format as provided or approved by the department. No refunds may be granted for credits under this section.

(8) To claim a credit under this section, the person applying must:

(a) Complete an application for the credit which must include:

(i) The name, business address, and tax identification number of the applicant;

(ii) A quote or unexecuted copy of the purchase requisition or order for the vehicle, infrastructure, infrastructure components, infrastructure construction, or infrastructure installation;

(iii) The type of alternative fuel to be used by the vehicle or supported by the infrastructure;

(iv) The incremental cost of the alternative fuel system for vehicle credits;

(v) The anticipated delivery date of the vehicle, the anticipated delivery date of the infrastructure or infrastructure components, the anticipated construction completion date of the infrastructure, or the anticipated installation completion date of the infrastructure;

(vi) The estimated annual fuel use of the vehicle in the anticipated duties or the estimated annual fuel to be supplied by the infrastructure;

(vii) The gross weight of each vehicle for vehicle credits;

(viii) For leased vehicles, a copy of the lease contract that includes the gross capitalized cost, residual value, and name of the lessee; and

(ix) Any other information deemed necessary by the department to support administration or reporting of the program.

(b) Within fifteen days of notice of credit availability from the department, provide notice of intent to claim the credit including:

(i) A copy of the order for the vehicle or infrastructure-related item, including the total cost for the vehicle or infrastructure-related item;

(ii) The anticipated delivery date of the vehicle or infrastructure or infrastructure component, which must be within one year of acceptance of the credit; ~~((and))~~

(iii) The anticipated construction or installation completion date of the infrastructure, which must be within two years of acceptance of the credit; and

(iv) Any other information deemed necessary by the department to support administration or reporting of the program.

(c) Provide final documentation within ~~((fifteen))~~ thirty days of receipt of the vehicle or infrastructure or infrastructure components or of completion of construction or installation of the infrastructure, including:

(i) A copy of the final invoice for the vehicle or infrastructure-related items;

(ii) A copy of the factory build sheet or equivalent documentation;

(iii) The vehicle identification number of each vehicle;

(iv) The incremental cost of the alternative fuel system for vehicle credits;

(v) Attestations signed by both the seller and purchaser of each vehicle attesting that the incremental cost of the alternative fuel system includes only the costs necessary for the vehicle to run on alternative fuel and no other vehicle options, equipment, or costs; and

(vi) Any other information deemed necessary by the department to support administration or reporting of the program.

(9) A person applying for credit under subsection (8) of this section may apply for multiple vehicles on the same application, but the application must include the required information for each vehicle included in the application. A separate application is required for infrastructure-related items, but all infrastructure-related items at a single location may be included in a single application provided the required information for each infrastructure-related item is included in the application.

(10) To administer the credits, the department must, at a minimum:

(a) Provide notification on its web site monthly of the amount of credits that have been applied for, claimed, and the amount remaining before the statewide annual limit ~~((is))~~ and total limit are reached;

(b) Within fifteen days of receipt of the application, notify persons applying of the availability of tax credits in

the year in which the vehicles or infrastructure applied for are anticipated to be delivered, constructed, or installed;

(c) Within fifteen days of receipt of the notice of intent to claim the tax credit, notify the applicant of the approval, denial, or missing information in their notice; and

(d) Within fifteen days of receipt of final documentation, review the documentation and notify the person applying of the acceptance of their final documentation.

(11) If a person fails to supply the information as required in subsection (8) of this section, the department must deny the application.

(12)(a) Taxpayers are only eligible for a credit under this section based on:

(i) Sales or leases of new commercial vehicles and qualifying used commercial vehicles with propulsion units that are principally powered by a clean alternative fuel; ~~((e))~~

(ii) Costs to modify a commercial vehicle, including sales of tangible personal property incorporated into the vehicle and labor or service expenses incurred in modifying the vehicle, to be principally powered by a clean alternative fuel; or

(iii) Sales of alternative fuel vehicle infrastructure or infrastructure components, or the cost of construction or installation of alternative fuel vehicle infrastructure.

(b) A credit is earned when the purchaser or the lessee takes receipt of the qualifying commercial vehicle or infrastructure-related item, the vehicle conversion is complete, or the construction or installation of the infrastructure is complete.

(13) A credit earned during one calendar year may be carried over to be credited against taxes incurred in the subsequent calendar year, but may not be carried over a second year.

(14)(a) Beginning November 25, 2015, and on the 25th of February, May, August, and November of each year thereafter, the department must notify the state treasurer of the amount of credits taken under this section as reported on returns filed with the department during the preceding calendar quarter ending on the last day of December, March, June, and September, respectively.

(b) On the last day of March, June, September, and December of each year, the state treasurer, based upon information provided by the department, must transfer a sum equal to the dollar amount of the credit provided under this section from the multimodal transportation account to the general fund.

(15) The department must conduct outreach to interested parties to obtain input on how best to streamline the application process required for the credit made available in this section and RCW 82.16.0496 to further adoption of alternative fuel technologies in commercial vehicle fleets, and must incorporate the findings resulting from this outreach effort into the rules and practices it adopts to

implement and administer this section and RCW 82.16.0496 to the extent permitted under law.

(16) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Alternative fuel vehicle infrastructure" means structures, machinery, and equipment necessary and integral to support a clean alternative fuel vehicle.

(b) "Auto transportation company" means any corporation or person owning, controlling, operating, or managing any motor propelled vehicle, used in the business of transporting persons for compensation over public highways within the state of Washington, between fixed points or over a regular route. For the purposes of this section, "auto transportation company" also includes the following categories of providers irrespective of whether they provide service between fixed points or over a regular route: "Private, nonprofit transportation provider" as defined in RCW 81.66.010, "charter party carrier" as defined in RCW 81.70.020, and paratransit service providers who primarily provide special needs transportation to individuals with disabilities and the elderly.

~~((b))~~ (c) "Clean alternative fuel" means electricity, dimethyl ether, hydrogen, methane, natural gas, liquefied natural gas, compressed natural gas, or propane.

~~((e))~~ (d) "Commercial vehicle" means any commercial vehicle that is purchased by a private business and that is used exclusively in the provision of commercial services or the transportation of commodities, merchandise, produce, refuse, freight, animals, or passengers, and that is displaying a Washington state license plate. All commercial vehicles that provide transportation to passengers must be operated by an auto transportation company.

~~((d))~~ (e) "Gross capitalized cost" means the agreed upon value of the commercial vehicle and including any other items a person pays over the lease term that are included in such cost.

~~((e))~~ (f) "Lease reduction factor" means the vehicle gross capitalized cost less the residual value, divided by the gross capitalized cost.

~~((f))~~ (g) "Qualifying used commercial vehicle" means vehicles that:

(i) Have an odometer reading of less than four hundred fifty thousand miles;

(ii) Are less than ten years past their original date of manufacture;

(iii) Were modified after the initial purchase with a United States environmental protection agency certified conversion that would allow the propulsion units to be principally powered by a clean alternative fuel; and

(iv) Are being sold for the first time after modification.

~~((g))~~ (h) "Residual value" means the lease-end value of the vehicle as determined by the lessor, at the end of the lease term included in the lease contract.

~~((16))~~ (17) Credits may be earned under this section from January 1, 2016, ~~((through January 1, 2021))~~ until the maximum total credit amount in subsection (1)(b) of this section is reached, except for credits for leased vehicles, which may be earned from July 1, 2016, ~~((through January 1, 2021))~~ until the maximum total credit amount in subsection (1)(b) of this section is reached.

~~((17) Credits earned under this section may not be used after January 1, 2022.~~

~~(18) This section expires January 1, 2022.~~

NEW SECTION. Sec. 9. A new section is added to chapter 82.08 RCW to read as follows:

(1) Beginning August 1, 2019, with sales made or lease agreements signed on or after the qualification period start date:

(a) The tax levied by RCW 82.08.020 does not apply as provided in (b) of this subsection to sales or leases of new or used passenger cars, light duty trucks, and medium duty passenger vehicles that:

(i) Are exclusively powered by a clean alternative fuel; or

(ii) Use at least one method of propulsion that is capable of being reenergized by an external source of electricity and are capable of traveling at least thirty miles using only battery power; and

(iii)(A) Have a vehicle selling price plus trade-in property of like kind for purchased vehicles that:

(I) For a vehicle that is a new vehicle at the time of the purchase date or the date the lease agreement was signed, does not exceed forty-five thousand dollars; or

(II) For a vehicle that is a used vehicle at the time of the purchase date or the date the lease agreement was signed, does not exceed thirty thousand dollars; or

(B) Have a fair market value at the inception of the lease for leased vehicles that:

(I) For a vehicle that is a new vehicle at the time of the purchase date or the date the lease agreement was signed, does not exceed forty-five thousand dollars; or

(II) For a vehicle that is a used vehicle at the time of the purchase date or the date the lease agreement was signed, does not exceed thirty thousand dollars;

(b)(i) The exemption in this section is applicable for up to the amounts specified in (b)(ii) or (iii) of this subsection of:

(A) The total amount of the vehicle's selling price, for sales made; or

(B) The total lease payments made plus any additional selling price of the leased vehicle if the original lessee purchases the leased vehicle before the qualification period end date, for lease agreements signed.

(ii) Based on the purchase date or the date the lease agreement was signed of the vehicle if the vehicle is a new

vehicle at the time of the purchase date or the date the lease agreement was signed:

(A) From the qualification period start date until July 31, 2021, the maximum amount eligible under (b)(i) of this subsection is twenty-five thousand dollars;

(B) From August 1, 2021, until July 31, 2023, the maximum amount eligible under (b)(i) of this subsection is twenty thousand dollars;

(C) From August 1, 2023, until July 31, 2025, the maximum amount eligible under (b)(i) of this subsection is fifteen thousand dollars.

(iii) If the vehicle is a used vehicle at the time of the purchase date or the date the lease agreement was signed, the maximum amount eligible under (b)(i) of this subsection is sixteen thousand dollars.

(2) The seller must keep records necessary for the department to verify eligibility under this section. A person claiming the exemption must also submit itemized information to the department for all vehicles for which an exemption is claimed that must include the following: Vehicle make; vehicle model; model year; whether the vehicle has been sold or leased; date of sale or start date of lease; length of lease; sales price for purchased vehicles and fair market value at the inception of the lease for leased vehicles; and the total amount qualifying for the incentive claimed for each vehicle, in addition to the future monthly amount to be claimed for each leased vehicle. This information must be provided in a form and manner prescribed by the department.

(3)(a) The department of licensing must maintain and publish a list of all vehicle models qualifying for the tax exemptions under this section or section 10 of this act until the expiration date of this section, and is authorized to issue final rulings on vehicle model qualification for these criteria. A seller is not responsible for repayment of the tax exemption under this section and section 10 of this act for a vehicle if the department of licensing's published list of qualifying vehicle models on the purchase date or the date the lease agreement was signed includes the vehicle model and the department of licensing subsequently removes the vehicle model from the published list, and, if applicable, the vehicle meets the qualifying criterion under subsection (1)(a)(iii)(B) of this section and section 10(1)(a)(iii)(B) of this act.

(b) The department of revenue retains responsibility for determining whether a vehicle meets the applicable qualifying criterion under subsection (1)(a)(iii)(B) of this section and section 10(1)(a)(iii)(B) of this act.

(4) On the last day of January, April, July, and October of each year, the state treasurer, based upon information provided by the department, must transfer from the electric vehicle account to the general fund a sum equal to the dollar amount that would otherwise have been deposited into the general fund during the prior calendar quarter but for the exemption provided in this section. Information provided by the department to the state treasurer must be based on the best available data, except that the

department may provide estimates of taxes exempted under this section until such time as retailers are able to report such exempted amounts on their tax returns.

(5) By the last day of October 2019, and every six months thereafter until this section expires, based on the best available data, the department must report the following information to the transportation committees of the legislature: The cumulative number of vehicles that qualified for the exemption under this section and section 10 of this act by month of purchase or lease start and vehicle make and model; the dollar amount of all state retail sales and use taxes exempted on or after the qualification period start date, under this section and section 10 of this act; and estimates of the future costs of leased vehicles that qualified for the exemption under this section and section 10 of this act.

(6) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Clean alternative fuel" means natural gas, propane, hydrogen, or electricity, when used as a fuel in a motor vehicle that meets the California motor vehicle emission standards in Title 13 of the California Code of Regulations, effective January 1, 2019, and the rules of the Washington state department of ecology.

(b) "Fair market value" has the same meaning as "value of the article used" in RCW 82.12.010.

(c) "New vehicle" has the same meaning as "new motor vehicle" in RCW 46.04.358.

(d) "Qualification period end date" means August 1, 2025.

(e) "Qualification period start date" means the effective date of this section.

(f) "Used vehicle" has the same meaning as in RCW 46.04.660.

(7)(a) Sales of vehicles delivered to the buyer or leased vehicles for which the lease agreement was signed after the qualification period end date do not qualify for the exemption under this section.

(b) All leased vehicles that qualified for the exemption under this section before the qualification period end date must continue to receive the exemption as described under subsection (1)(b) of this section on any lease payments due through the remainder of the lease before the expiration date of this section.

(8) This section expires August 1, 2028.

(9) This section is supported by the revenues generated in section 23 of this act, and therefore takes effect only if section 23 of this act is enacted by June 30, 2019.

NEW SECTION. Sec. 10. A new section is added to chapter 82.12 RCW to read as follows:

(1) Beginning August 1, 2019, beginning with sales made or lease agreements signed on or after the qualification period start date:

(a) The provisions of this chapter do not apply as provided in (b) of this subsection in respect to the use of new or used passenger cars, light duty trucks, and medium duty passenger vehicles that:

(i) Are exclusively powered by a clean alternative fuel; or

(ii) Use at least one method of propulsion that is capable of being reenergized by an external source of electricity and are capable of traveling at least thirty miles using only battery power; and

(iii)(A) Have a fair market value at the time use tax is imposed for purchased vehicles that:

(I) For a vehicle that is a new vehicle at the time of the purchase date or the date the lease agreement was signed, does not exceed forty-five thousand dollars; or

(II) For a vehicle that is a used vehicle at the time of the purchase date or the date the lease agreement was signed, does not exceed thirty thousand dollars; or

(B) Have a fair market value at the inception of the lease for leased vehicles that:

(I) For a vehicle that is a new vehicle at the time of the purchase date or the date the lease agreement was signed, does not exceed forty-five thousand dollars; or

(II) For a vehicle that is a used vehicle at the time of the purchase date or the date the lease agreement was signed, does not exceed thirty thousand dollars;

(b)(i) The exemption in this section is only applicable for up to the amounts specified in (b)(ii) or (iii) of this subsection of:

(A) The total amount of the vehicle's purchase price, for sales made; or

(B) The total lease payments made plus any additional purchase price of the leased vehicle if the original lessee purchases the leased vehicle before the qualification period end date, for lease agreements signed.

(ii) Based on the purchase date or the date the lease agreement was signed of the vehicle if the vehicle is a new vehicle at the time of the purchase date or the date the lease agreement was signed:

(A) From the qualification period start date until July 31, 2021, the maximum amount eligible under (b)(i) of this subsection is twenty-five thousand dollars;

(B) From August 1, 2021, until July 31, 2023, the maximum amount eligible under (b)(i) of this subsection is twenty thousand dollars;

(C) From August 1, 2023, until July 31, 2025, the maximum amount eligible under (b)(i) of this subsection is fifteen thousand dollars.

(iii) If the vehicle is a used vehicle at the time of the purchase date or the date the lease agreement was signed, the maximum amount eligible under (b)(i) of this subsection is sixteen thousand dollars.

(2)(a) The seller must keep records necessary for the department to verify eligibility under this section, except as provided in (b) of this subsection. A person claiming the exemption must also submit itemized information to the department for all vehicles for which an exemption is claimed that must include the following: Vehicle make; vehicle model; model year; whether the vehicle has been sold or leased; date of sale or start date of lease; length of lease; fair market value of the vehicle; and the total amount qualifying for the incentive claimed for each vehicle, in addition to the future monthly amount to be claimed for each leased vehicle. This information must be provided in a form and manner prescribed by the department.

(b) (a) of this subsection applies only if the seller or person claiming the exemption is a vehicle dealer, as defined under RCW 46.70.011. When the seller is not a vehicle dealer, the department of licensing must establish a process for granting the tax exemption under this section for use tax otherwise collected at the time the ownership of a vehicle is transferred when the vehicle qualifies for the use tax exemption under subsection (1)(a) of this section, and must provide any information required under (a) of this subsection that it obtains as part of the vehicle titling and registration process for these vehicles to the department on at least a quarterly basis.

(3) On the last day of January, April, July, and October of each year, the state treasurer, based upon information provided by the department, must transfer from the electric vehicle account to the general fund a sum equal to the dollar amount that would otherwise have been deposited into the general fund during the prior calendar quarter but for the exemption provided in this section. Information provided by the department to the state treasurer must be based on the best available data.

(4)(a) Vehicles purchased or leased vehicles for which the lease agreement was signed after the qualification period end date do not qualify for the exemption under this section.

(b) All leased vehicles that qualified for the exemption under this section before the qualification period end date must continue to receive the exemption as described under subsection (1)(b) of this section on any lease payments due through the remainder of the lease before August 1, 2028.

(5) The definitions in section 9 of this act apply to this section.

(6) This section is supported by the revenues generated in section 23 of this act, and therefore takes effect only if section 23 of this act is enacted by June 30, 2019.

(7) This section expires August 1, 2028.

Sec. 11. RCW 82.08.816 and 2009 c 459 s 4 are each amended to read as follows:

(1) The tax imposed by RCW 82.08.020 does not apply to:

(a) The sale of batteries or fuel cells for electric vehicles, including batteries or fuel cells sold as a component of an electric bus at the time of the vehicle's sale;

(b) The sale of or charge made for labor and services rendered in respect to installing, repairing, altering, or improving electric vehicle batteries or fuel cells;

(c) The sale of or charge made for labor and services rendered in respect to installing, constructing, repairing, or improving battery or fuel cell electric vehicle infrastructure, including hydrogen fueling stations; ~~((and))~~

(d) The sale of tangible personal property that will become a component of battery or fuel cell electric vehicle infrastructure during the course of installing, constructing, repairing, or improving battery or fuel cell electric vehicle infrastructure; and

(e) The sale of zero emissions buses.

(2) Sellers may make tax exempt sales under this section only if the buyer provides the seller with an exemption ~~((certification))~~ certificate in a form and manner prescribed by the department. The seller must retain a copy of the certificate for the seller's files.

(3) On the last day of January, April, July, and October of each year, the state treasurer, based upon information provided by the department, must transfer from the multimodal transportation account to the general fund a sum equal to the dollar amount that would otherwise have been deposited into the general fund during the prior calendar quarter but for the exemption provided in this section. Information provided by the department to the state treasurer must be based on the best available data, except that the department may provide estimates of taxes exempted under this section until such time as retailers are able to report such exempted amounts on their tax returns.

(4) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Battery charging station" means an electrical component assembly or cluster of component assemblies designed specifically to charge batteries within electric vehicles, which meet or exceed any standards, codes, and regulations set forth by chapter 19.28 RCW and consistent with rules adopted under RCW 19.27.540.

(b) "Battery exchange station" means a fully automated facility that will enable an electric vehicle with a swappable battery to enter a drive lane and exchange the depleted battery with a fully charged battery through a fully automated process, which meets or exceeds any standards, codes, and regulations set forth by chapter 19.28 RCW and consistent with rules adopted under RCW 19.27.540.

(c) "Electric vehicle infrastructure" means structures, machinery, and equipment necessary and integral to support ~~((a))~~ a battery or fuel cell electric vehicle, including battery charging stations, rapid charging stations, ~~((and))~~ battery exchange stations, fueling stations that provide hydrogen for fuel cell electric vehicles, and renewable hydrogen production facilities.

(d) "Rapid charging station" means an industrial grade electrical outlet that allows for faster recharging of electric vehicle batteries through higher power levels, which meets or exceeds any standards, codes, and regulations set forth by chapter 19.28 RCW and consistent with rules adopted under RCW 19.27.540.

~~((4))~~ (e) "Renewable hydrogen" means hydrogen produced using renewable resources both as the source for hydrogen and the source for the energy input into the production process.

(f) "Renewable resource" means (i) water; (ii) wind; (iii) solar energy; (iv) geothermal energy; (v) renewable natural gas; (vi) renewable hydrogen; (vii) wave, ocean, or tidal power; (viii) biodiesel fuel that is not derived from crops raised on land cleared from old growth or first growth forests; or (ix) biomass energy.

(g) "Zero emissions bus" means a bus that emits no exhaust gas from the onboard source of power, other than water vapor.

(5) This section expires ~~((January 1, 2020))~~ July 1, 2025.

Sec. 12. RCW 82.12.816 and 2009 c 459 s 5 are each amended to read as follows:

(1) The tax imposed by RCW 82.12.020 does not apply to the use of:

(a) Electric vehicle batteries or fuel cells, including batteries or fuel cells sold as a component of an electric bus at the time of the vehicle's sale;

(b) Labor and services rendered in respect to installing, repairing, altering, or improving electric vehicle batteries or fuel cells; ~~((and))~~

(c) Tangible personal property that will become a component of battery or fuel cell electric vehicle infrastructure during the course of installing, constructing, repairing, or improving battery or fuel cell electric vehicle infrastructure; and

(d) Zero emissions buses.

(2) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Battery charging station" means an electrical component assembly or cluster of component assemblies designed specifically to charge batteries within electric vehicles, which meet or exceed any standards, codes, and regulations set forth by chapter 19.28 RCW and consistent with rules adopted under RCW 19.27.540.

(b) "Battery exchange station" means a fully automated facility that will enable an electric vehicle with a swappable battery to enter a drive lane and exchange the depleted battery with a fully charged battery through a fully automated process, which meets or exceeds any standards, codes, and regulations set forth by chapter 19.28 RCW and consistent with rules adopted under RCW 19.27.540.

(c) "Electric vehicle infrastructure" means structures, machinery, and equipment necessary and integral to support ~~((and))~~ a battery or fuel cell electric vehicle, including battery charging stations, rapid charging stations, ~~((and))~~ battery exchange stations, fueling stations that provide hydrogen for fuel cell electric vehicles, and renewable hydrogen production facilities.

(d) "Rapid charging station" means an industrial grade electrical outlet that allows for faster recharging of electric vehicle batteries through higher power levels, which meets or exceeds any standards, codes, and regulations set forth by chapter 19.28 RCW and consistent with rules adopted under RCW 19.27.540.

(e) "Renewable hydrogen" means hydrogen produced using renewable resources both as the source for hydrogen and the source for the energy input into the production process.

(f) "Renewable resource" means (i) water; (ii) wind; (iii) solar energy; (iv) geothermal energy; (v) renewable natural gas; (vi) renewable hydrogen; (vii) wave, ocean, or tidal power; (viii) biodiesel fuel that is not derived from crops raised on land cleared from old growth or first growth forests; or (ix) biomass energy.

(g) "Zero emissions bus" means a bus that emits no exhaust gas from the onboard source of power, other than water vapor.

(3) On the last day of January, April, July, and October of each year, the state treasurer, based upon information provided by the department, must transfer from the multimodal transportation account to the general fund a sum equal to the dollar amount that would otherwise have been deposited into the general fund during the prior calendar quarter but for the exemption provided in this section. Information provided by the department to the state treasurer must be based on the best available data, except that the department may provide estimates of taxes exempted under this section until such time as retailers are able to report such exempted amounts on their tax returns.

(4) This section expires ~~((January 1, 2020))~~ July 1, 2025.

Sec. 13. RCW 82.16.0496 and 2017 c 116 s 2 are each amended to read as follows:

(1)(a)(i) A person who is taxable under this chapter is allowed a credit against the tax imposed in this chapter according to the gross vehicle weight rating of the vehicle and the incremental cost of the vehicle purchased above the purchase price of a comparable conventionally fueled vehicle. The credit is limited, as set forth in the table below, to the lesser of the incremental cost amount or the maximum credit amount per vehicle purchased, and subject to a maximum annual credit amount per vehicle class.

Gross Vehicle Weight	Incremental Cost Amount	Maximum Credit Amount Per Vehicle	Maximum Annual Credit

			Per Vehicle Class
Up to 14,000 pounds	((50%)) <u>75%</u> of incremental cost	\$25,000	\$2,000,000
14,001 to 26,500 pounds	((50%)) <u>75%</u> of incremental cost	\$50,000	\$2,000,000
Above 26,500 pounds	((50%)) <u>75%</u> of incremental cost	\$100,000	\$2,000,000

(ii) A person who is taxable under this chapter is allowed a credit against the tax imposed in this chapter for up to fifty percent of the cost to purchase alternative fuel vehicle infrastructure, tangible personal property that will become a component of alternative fuel vehicle infrastructure, and installation and construction of alternative fuel vehicle infrastructure, but excluding the cost of property acquisition and site improvement related to the installation of alternative fuel vehicle infrastructure. The credit is subject to a maximum annual credit amount of two million dollars.

(b) On September 1st of each year, any unused credits from any ~~((weight class))~~ category identified in ~~((the table in))~~ (a) of this subsection must be made available to applicants applying for credits under any other ~~((weight class listed))~~ category identified in (a) of this subsection, subject to the maximum annual and total credit amounts identified in this subsection. The credit established in this section and RCW 82.04.4496 is subject to a maximum annual credit amount of six million dollars, and a maximum total credit amount of thirty-two and one-half million dollars beginning July 15, 2015.

(c) The credit provided in ~~(a)(i)~~ (a)(i) of this subsection ~~((+))~~ (+) is available for the lease of a vehicle. The credit amount for a leased vehicle is equal to the credit in ~~(a)(i)~~ (a)(i) of this subsection ~~((+))~~ (+) multiplied by the lease reduction factor. The person claiming the credit for a leased vehicle must be the lessee as identified in the lease contract.

(2) A person who is taxable under this chapter is allowed, subject to the maximum annual credit per ~~((vehicle class))~~ category in subsection (1)(a) of this section, a credit against the tax imposed in this chapter for the lesser of twenty-five thousand dollars or ~~((thirty))~~ fifty percent of the costs of converting a commercial vehicle to be principally powered by a clean alternative fuel with a United States environmental protection agency certified conversion.

(3) The total credits under subsection (1)(a)(i) of this section may not exceed the lesser of two hundred fifty thousand dollars or twenty-five vehicles per person per calendar year.

(4) A person may not receive credit under this section for amounts claimed as credits under chapter 82.04 RCW.

(5) Credits are available on a first-in-time basis.

(a) The department must disallow any credits, or portion thereof, that would cause the total amount of credits claimed under this section, and RCW 82.04.4496, during any calendar year to exceed six million dollars. The department must provide notification on its web site monthly on the amount of credits that have been applied for, the amount issued, and the amount remaining before the statewide annual limit is reached. In addition, the department must provide written notice to any person who has applied to claim tax credits in excess of the limitation in this subsection.

(b) The department must disallow any credits, or portion thereof, that would cause the total amount of credits claimed beginning July 15, 2015, under this section and RCW 82.04.4496 to exceed thirty-two and one-half million dollars. The department must provide notification on its web site monthly on the total amount of credits that have been applied for, the amount issued, and the amount remaining before the statewide limit is reached. In addition, the department must provide written notice to any person who has applied to claim tax credits in excess of the limitation in this subsection.

(6) For the purposes of the limits provided in this section, a credit must be counted against such limits for the calendar year in which the credit is earned.

(7) To claim a credit under this section a person must electronically file with the department all returns, forms, and any other information required by the department, in an electronic format as provided or approved by the department. No refunds may be granted for credits under this section.

(8) To claim a credit under this section, the person applying must:

(a) Complete an application for the credit which must include:

(i) The name, business address, and tax identification number of the applicant;

(ii) A quote or unexecuted copy of the purchase requisition or order for the vehicle, infrastructure, infrastructure components, infrastructure construction, or infrastructure installation;

(iii) The type of alternative fuel to be used by the vehicle or supported by the infrastructure;

(iv) The incremental cost of the alternative fuel system for vehicle credits;

(v) The anticipated delivery date of the vehicle, the anticipated delivery date of the infrastructure or infrastructure components, the anticipated construction completion date of the infrastructure, or the anticipated installation completion date of the infrastructure;

(vi) The estimated annual fuel use of the vehicle in the anticipated duties or the estimated annual fuel to be supplied by the infrastructure;

(vii) The gross weight of each vehicle for vehicle credits;

(viii) For leased vehicles, a copy of the lease contract that includes the gross capitalized cost, residual value, and name of the lessee; and

(ix) Any other information deemed necessary by the department to support administration or reporting of the program.

(b) Within fifteen days of notice of credit availability from the department, provide notice of intent to claim the credit including:

(i) A copy of the order for the vehicle or infrastructure-related item, including the total cost for the vehicle or infrastructure-related item;

(ii) The anticipated delivery date of the vehicle or infrastructure or infrastructure component, which must be within one year of acceptance of the credit; ~~((and))~~

(iii) The anticipated construction or installation completion date of the infrastructure, which must be within two years of acceptance of the credit; and

(iv) Any other information deemed necessary by the department to support administration or reporting of the program.

(c) Provide final documentation within ~~((fifteen))~~ thirty days of receipt of the vehicle or infrastructure or infrastructure components or of completion of construction or installation of the infrastructure, including:

(i) A copy of the final invoice for the vehicle or infrastructure-related items;

(ii) A copy of the factory build sheet or equivalent documentation;

(iii) The vehicle identification number of each vehicle;

(iv) The incremental cost of the alternative fuel system for vehicle credits;

(v) Attestations signed by both the seller and purchaser of the vehicle attesting that the incremental cost of the alternative fuel system includes only the costs necessary for the vehicle to run on alternative fuel and no other vehicle options, equipment, or costs; and

(vi) Any other information deemed necessary by the department to support administration or reporting of the program.

(9) A person applying for credit under subsection (8) of this section may apply for multiple vehicles on the same application, but the application must include the required information for each vehicle included in the application. A separate application is required for infrastructure-related items, but all infrastructure-related items at a single location may be included in a single application provided the required

information for each infrastructure-related item is included in the application.

(10) To administer the credits, the department must, at a minimum:

(a) Provide notification on its web site monthly of the amount of credits that have been applied for, claimed, and the amount remaining before the statewide annual limit ~~((is))~~ and total limit are reached;

(b) Within fifteen days of receipt of the application, notify persons applying of the availability of tax credits in the year in which the vehicles or infrastructure applied for are anticipated to be delivered, constructed, or installed;

(c) Within fifteen days of receipt of the notice of intent to claim the tax credit, notify the applicant of the approval, denial, or missing information in their notice; and

(d) Within fifteen days of receipt of final documentation, review the documentation and notify the person applying of the acceptance of their final documentation.

(11) If a person fails to supply the information as required in subsection (8) of this section, the department must deny the application.

(12)(a) Taxpayers are only eligible for a credit under this section based on:

(i) Sales or leases of new commercial vehicles and qualifying used commercial vehicles with propulsion units that are principally powered by a clean alternative fuel; ~~((or))~~

(ii) Costs to modify a commercial vehicle, including sales of tangible personal property incorporated into the vehicle and labor or service expenses incurred in modifying the vehicle, to be principally powered by a clean alternative fuel; or

(iii) Sales of alternative fuel vehicle infrastructure or infrastructure components, or the cost of construction or installation of alternative fuel vehicle infrastructure.

(b) A credit is earned when the purchaser or the lessee takes receipt of the qualifying commercial vehicle or infrastructure-related item, the vehicle conversion is complete, or the construction or installation of the infrastructure is complete.

(13) The definitions in RCW 82.04.4496 apply to this section.

(14) A credit earned during one calendar year may be carried over to be credited against taxes incurred in the subsequent calendar year, but may not be carried over a second year.

(15)(a) Beginning November 25, 2015, and on the 25th of February, May, August, and November of each year thereafter, the department must notify the state treasurer of the amount of credits taken under this section as reported on returns filed with the department during the preceding calendar quarter ending on the last day of December, March, June, and September, respectively.

(b) On the last day of March, June, September, and December of each year, the state treasurer, based upon information provided by the department, must transfer a sum equal to the dollar amount of the credit provided under this section from the multimodal transportation account to the general fund.

(16) Credits may be earned under this section from January 1, 2016, ~~((through January 1, 2021))~~ until the maximum total credit amount in subsection (1)(b) of this section is reached, except for credits for leased vehicles, which may be earned from July 1, 2016, ~~((through January 1, 2021))~~ until the maximum total credit amount in subsection (1)(b) of this section is reached.

~~((17) Credits earned under this section may not be used after January 1, 2022.~~

~~(18) This section expires January 1, 2022.)~~

Sec. 14. RCW 82.29A.125 and 2009 c 459 s 3 are each amended to read as follows:

(1) Leasehold excise tax may not be imposed on leases to tenants of public lands for purposes of installing, maintaining, and operating electric vehicle infrastructure.

(2) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Battery charging station" means an electrical component assembly or cluster of component assemblies designed specifically to charge batteries within electric vehicles, which meet or exceed any standards, codes, and regulations set forth by chapter 19.28 RCW and consistent with rules adopted under RCW 19.27.540.

(b) "Battery exchange station" means a fully automated facility that will enable an electric vehicle with a swappable battery to enter a drive lane and exchange the depleted battery with a fully charged battery through a fully automated process, which meets or exceeds any standards, codes, and regulations set forth by chapter 19.28 RCW and consistent with rules adopted under RCW 19.27.540.

(c) "Electric vehicle infrastructure" means structures, machinery, and equipment necessary and integral to support an electric vehicle, including battery charging stations, rapid charging stations, ~~((and))~~ battery exchange stations, fueling stations that provide hydrogen for fuel cell electric vehicles, and renewable hydrogen production facilities.

(d) "Rapid charging station" means an industrial grade electrical outlet that allows for faster recharging of electric vehicle batteries through higher power levels, which meets or exceeds any standards, codes, and regulations set forth by chapter 19.28 RCW and consistent with rules adopted under RCW 19.27.540.

(e) "Renewable hydrogen" means hydrogen produced using renewable resources both as the source for hydrogen and the source for energy input into the production process.

(f) "Renewable resource" means (i) water; (ii) wind; (iii) solar energy; (iv) geothermal energy; (v) renewable natural gas; (vi) renewable hydrogen; (vii) wave, ocean, or tidal power; (viii) biodiesel fuel that is not derived from crops raised on land cleared from old growth or first growth forests; or (ix) biomass energy.

(3) This section expires ~~((January 1, 2020))~~ July 1, 2025.

Sec. 15. RCW 82.44.200 and 2015 3rd sp.s. c 44 s 404 are each amended to read as follows:

The electric vehicle ~~((charging infrastructure))~~ account is created in the transportation infrastructure account. Proceeds from the principal and interest payments made on loans from the account must be deposited into the account. Expenditures from the account may be used only for the purposes specified in RCW 47.04.350, sections 9 and 10 of this act, and the support of other transportation electrification and alternative fuel related purposes. Moneys in the account may be spent only after appropriation.

NEW SECTION. Sec. 16. A new section is added to chapter 47.04 RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose through the 2023-2025 biennium, the department's public-private partnership office must develop a pilot program to support clean alternative fuel car sharing programs to provide clean alternative fuel vehicle use opportunities to underserved communities and low to moderate income members of the workforce not readily served by transit or located in transportation corridors with emissions that exceed federal or state emissions standards. Nonprofit organizations or local governments, including housing authorities, with a demonstrated history of managing or implementing low-income transportation clean alternative fuel and shared mobility pilot programs are eligible to participate in this program.

(2) The department must determine specific eligibility criteria, based on the requirements of this section, the report submitted to the legislature by the Puget Sound clean air agency entitled facilitating low-income utilization of electric vehicles, and other factors relevant to increasing clean alternative fuel vehicle use in underserved and low to moderate income communities. The department may adopt rules specifying the eligibility criteria it selects.

(3) The department may conduct preliminary workshops with potential bidders and other potential partners to determine the best method of designing the pilot program.

(4) The department must include the following elements in its proposal evaluation and scoring methodology: History of successful management of equity focused clean alternative fuel vehicle projects; substantial level of involvement from community-based, equity focused organizations in the project; plan for long-term financial sustainability of the work beyond the duration of the grant period; matching resources leveraged for the project; and geographical diversity of the projects selected.

(5) After selecting successful proposals under this section, the department may provide grant funding to them. The total grant amount available per project may range from fifty thousand to two hundred thousand dollars. The grant opportunity must include possible funding of vehicles, charging or refueling station infrastructure, staff time, and any other expenses required to implement the project. No more than ten percent of grant funds may be used for administrative expenses.

(6)(a) Any property acquired with state grant funding under this section by nongovernmental participants must be used solely for program purposes and, if sold, the proceeds of the sale must be used solely for program purposes.

(b) At the termination of a program for providing alternative fuel car sharing services, the state must be reimbursed for any property acquired with state grant funding under this section that nongovernmental participants in the program retain at the time of program termination. The amount of reimbursement may under no circumstances be less than the fair market value of the property at the time of the termination of the program.

NEW SECTION. Sec. 17. (1) Subject to the availability of amounts appropriated for this specific purpose, the department of commerce must conduct a study to identify opportunities to reduce barriers to battery and fuel cell electric vehicle adoption by lower income residents of the state through the use of vehicle and infrastructure financing assistance. The study must include an assessment of opportunities to work with nonprofit lenders to facilitate vehicle purchases through the use of loan-loss reserves and rate buy downs by qualified borrowers purchasing battery and fuel cell electric vehicles that are eligible for the tax exemptions under sections 9 and 10 of this act, and may address additional financing assistance opportunities identified. The study must focus on potential borrowers who are at or below eighty percent of the state median household income. The study may also address any additional opportunities identified to increase electric vehicle adoption by lower income residents of the state.

(2) The department of commerce must provide a report detailing the findings of this study to the transportation committees of the legislature by June 30, 2020, and may contract with a consultant on all or a portion of the study.

NEW SECTION. Sec. 18. A new section is added to chapter 47.66 RCW to read as follows:

(1)(a) Subject to the availability of amounts appropriated for this specific purpose through the 2023-2025 biennium, the department's public transportation division shall establish a green transportation capital grant program. The purpose of the grant program is to aid any transit authority in funding cost-effective capital projects to reduce the carbon intensity of the Washington transportation system, examples of which include: Electrification of vehicle fleets, including battery and fuel cell electric vehicles; modification or replacement of capital facilities in order to facilitate fleet electrification and/or hydrogen refueling; necessary upgrades to electrical transmission and

distribution systems; and construction of charging and fueling stations. The department's public transportation division shall identify projects and shall submit a prioritized list of all projects requesting funding to the legislature by December 1st of each even-numbered year.

(b) The department's public transportation division shall select projects based on a competitive process that considers the following criteria:

(i) The cost-effectiveness of the reductions in carbon emissions provided by the project; and

(ii) The benefit provided to transitioning the entire state to a transportation system with lower carbon intensity.

(2) The department's public transportation division must establish an advisory committee to assist in identifying projects under subsection (1) of this section. The advisory committee must include representatives from the department of ecology, the department of commerce, the utilities and transportation commission, and at least one transit authority.

(3) In order to receive green transportation capital grant program funding for a project, a transit authority must provide matching funding for that project that is at least equal to twenty percent of the total cost of the project.

(4) The department's public transportation division must report annually to the transportation committees of the legislature on the status of any grant projects funded by the program created under this section.

(5) For purposes of this section, "transit authority" means a city transit system under RCW 35.58.2721 or chapter 35.95A RCW, a county public transportation authority under chapter 36.57 RCW, a metropolitan municipal corporation transit system under chapter 36.56 RCW, a public transportation benefit area under chapter 36.57A RCW, an unincorporated transportation benefit area under RCW 36.57.100, a regional transit authority under chapter 81.112 RCW, or any special purpose district formed to operate a public transportation system.

Sec. 19. RCW 43.84.092 and 2018 c 287 s 7, 2018 c 275 s 10, and 2018 c 203 s 14 are each reenacted and amended to read as follows:

(1) All earnings of investments of surplus balances in the state treasury shall be deposited to the treasury income account, which account is hereby established in the state treasury.

(2) The treasury income account shall be utilized to pay or receive funds associated with federal programs as required by the federal cash management improvement act of 1990. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for refunds or allocations of interest earnings required by the cash management improvement act. Refunds of interest to the federal treasury required under the cash management improvement act fall under RCW 43.88.180 and shall not require appropriation. The office of financial management shall determine the amounts due to or from the federal government pursuant to the cash management improvement act. The office of financial management may

direct transfers of funds between accounts as deemed necessary to implement the provisions of the cash management improvement act, and this subsection. Refunds or allocations shall occur prior to the distributions of earnings set forth in subsection (4) of this section.

(3) Except for the provisions of RCW 43.84.160, the treasury income account may be utilized for the payment of purchased banking services on behalf of treasury funds including, but not limited to, depository, safekeeping, and disbursement functions for the state treasury and affected state agencies. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for payments to financial institutions. Payments shall occur prior to distribution of earnings set forth in subsection (4) of this section.

(4) Monthly, the state treasurer shall distribute the earnings credited to the treasury income account. The state treasurer shall credit the general fund with all the earnings credited to the treasury income account except:

(a) The following accounts and funds shall receive their proportionate share of earnings based upon each account's and fund's average daily balance for the period: The abandoned recreational vehicle disposal account, the aeronautics account, the aircraft search and rescue account, the Alaskan Way viaduct replacement project account, the brownfield redevelopment trust fund account, the budget stabilization account, the capital vessel replacement account, the capitol building construction account, the Cedar River channel construction and operation account, the Central Washington University capital projects account, the charitable, educational, penal and reformatory institutions account, the Chehalis basin account, the cleanup settlement account, the Columbia river basin water supply development account, the Columbia river basin taxable bond water supply development account, the Columbia river basin water supply revenue recovery account, the common school construction fund, the community forest trust account, the connecting Washington account, the county arterial preservation account, the county criminal justice assistance account, the deferred compensation administrative account, the deferred compensation principal account, the department of licensing services account, the department of licensing tuition recovery trust fund, the department of retirement systems expense account, the developmental disabilities community trust account, the diesel idle reduction account, the drinking water assistance account, the drinking water assistance administrative account, the early learning facilities development account, the early learning facilities revolving account, the Eastern Washington University capital projects account, the Interstate 405 express toll lanes operations account, the education construction fund, the education legacy trust account, the election account, the electric vehicle (~~charging infrastructure~~) account, the energy freedom account, the energy recovery act account, the essential rail assistance account, The Evergreen State College capital projects account, the federal forest revolving account, the ferry bond retirement fund, the freight mobility investment account, the freight mobility multimodal account, the grade crossing protective fund, the public health services account, the high capacity transportation account,

the state higher education construction account, the higher education construction account, the highway bond retirement fund, the highway infrastructure account, the highway safety fund, the high occupancy toll lanes operations account, the hospital safety net assessment fund, the industrial insurance premium refund account, the judges' retirement account, the judicial retirement administrative account, the judicial retirement principal account, the local leasehold excise tax account, the local real estate excise tax account, the local sales and use tax account, the marine resources stewardship trust account, the medical aid account, the mobile home park relocation fund, the money-purchase retirement savings administrative account, the money-purchase retirement savings principal account, the motor vehicle fund, the motorcycle safety education account, the multimodal transportation account, the multiuse roadway safety account, the municipal criminal justice assistance account, the natural resources deposit account, the oyster reserve land account, the pension funding stabilization account, the perpetual surveillance and maintenance account, the pollution liability insurance agency underground storage tank revolving account, the public employees' retirement system plan 1 account, the public employees' retirement system combined plan 2 and plan 3 account, the public facilities construction loan revolving account beginning July 1, 2004, the public health supplemental account, the public works assistance account, the Puget Sound capital construction account, the Puget Sound ferry operations account, the Puget Sound taxpayer accountability account, the real estate appraiser commission account, the recreational vehicle account, the regional mobility grant program account, the resource management cost account, the rural arterial trust account, the rural mobility grant program account, the rural Washington loan fund, the sexual assault prevention and response account, the site closure account, the skilled nursing facility safety net trust fund, the small city pavement and sidewalk account, the special category C account, the special wildlife account, the state employees' insurance account, the state employees' insurance reserve account, the state investment board expense account, the state investment board commingled trust fund accounts, the state patrol highway account, the state route number 520 civil penalties account, the state route number 520 corridor account, the state wildlife account, the statewide tourism marketing account, the student achievement council tuition recovery trust fund, the supplemental pension account, the Tacoma Narrows toll bridge account, the teachers' retirement system plan 1 account, the teachers' retirement system combined plan 2 and plan 3 account, the tobacco prevention and control account, the tobacco settlement account, the toll facility bond retirement account, the transportation 2003 account (nickel account), the transportation equipment fund, the transportation future funding program account, the transportation improvement account, the transportation improvement board bond retirement account, the transportation infrastructure account, the transportation partnership account, the traumatic brain injury account, the tuition recovery trust fund, the University of Washington bond retirement fund, the University of Washington building account, the volunteer firefighters' and reserve officers' relief and pension principal fund, the volunteer firefighters' and

reserve officers' administrative fund, the Washington judicial retirement system account, the Washington law enforcement officers' and firefighters' system plan 1 retirement account, the Washington law enforcement officers' and firefighters' system plan 2 retirement account, the Washington public safety employees' plan 2 retirement account, the Washington school employees' retirement system combined plan 2 and 3 account, the Washington state health insurance pool account, the Washington state patrol retirement account, the Washington State University building account, the Washington State University bond retirement fund, the water pollution control revolving administration account, the water pollution control revolving fund, the Western Washington University capital projects account, the Yakima integrated plan implementation account, the Yakima integrated plan implementation revenue recovery account, and the Yakima integrated plan implementation taxable bond account. Earnings derived from investing balances of the agricultural permanent fund, the normal school permanent fund, the permanent common school fund, the scientific permanent fund, the state university permanent fund, and the state reclamation revolving account shall be allocated to their respective beneficiary accounts.

(b) Any state agency that has independent authority over accounts or funds not statutorily required to be held in the state treasury that deposits funds into a fund or account in the state treasury pursuant to an agreement with the office of the state treasurer shall receive its proportionate share of earnings based upon each account's or fund's average daily balance for the period.

(5) In conformance with Article II, section 37 of the state Constitution, no treasury accounts or funds shall be allocated earnings without the specific affirmative directive of this section.

NEW SECTION. Sec. 20. This section is the tax preference performance statement for the tax preferences contained in sections 21 and 22, chapter . . . , Laws of 2019 (sections 21 and 22 of this act). The performance statement is only intended to be used for subsequent evaluation of the tax preference. It is not intended to create a private right of action by any party or be used to determine eligibility for preferential tax treatment.

(1) The legislature categorizes the tax preferences as ones intended to induce certain designated behavior by taxpayers, as indicated in RCW 82.32.808(2)(a).

(2) It is the legislature's specific public policy objective to increase the use of electric vessels in Washington. It is the legislature's intent to establish a sales and use tax exemption on certain electric vessels in order to reduce the price charged to customers for electric vessels.

(3) To measure the effectiveness of the tax preferences in sections 21 and 22, chapter . . . , Laws of 2019 (sections 21 and 22 of this act) in achieving the public policy objectives described in subsection (2) of this section, the joint legislative audit and review committee must evaluate the number of electric vessels titled in the state.

(4) In order to obtain the data necessary to perform the review in subsection (3) of this section, the department of licensing and the department of revenue must provide data needed for the joint legislative audit and review committee analysis. In addition to the data source described under this subsection, the joint legislative audit and review committee may use any other data it deems necessary.

NEW SECTION. Sec. 21. A new section is added to chapter 82.08 RCW to read as follows:

(1) The tax imposed by RCW 82.08.020 does not apply to:

(a) The sale of new battery-powered electric marine propulsion systems with continuous power greater than fifteen kilowatts.

(b) The sale of new vessels equipped with propulsion systems that qualify under (a) of this subsection.

(2) Sellers may make tax exempt sales under this section only if the buyer provides the seller with an exemption certificate in a form and manner prescribed by the department. The seller must retain a copy of the certificate for the seller's files.

(3) On the last day of January, April, July, and October of each year, the state treasurer, based upon information provided by the department, must transfer from the multimodal transportation account to the general fund a sum equal to the dollar amount that would otherwise have been deposited into the general fund during the prior calendar quarter but for the exemption provided in this section. Information provided by the department to the state treasurer must be based on the best available data, except that the department may provide estimates of taxes exempted under this section until such time as retailers are able to report such exempted amounts on their tax returns.

(4) For the purposes of this section:

(a) "Battery-powered electric marine propulsion system" means a fully electric outboard or inboard motor used by vessels, the sole source of propulsive power of which is the energy stored in the battery packs. The term includes required accessories, such as throttles, displays, and battery packs; and

(b) "Vessel" includes every watercraft, other than a seaplane, used or capable of being used as a means of transportation on the water.

(5) This section expires July 1, 2025.

NEW SECTION. Sec. 22. A new section is added to chapter 82.12 RCW to read as follows:

(1) The tax imposed by RCW 82.12.020 does not apply to the use of:

(a) New battery-powered electric marine propulsion systems with continuous power greater than fifteen kilowatts; and

(b) New vessels equipped with propulsion systems that qualify under (a) of this subsection.

(2) Sellers may make tax exempt sales under this section only if the buyer provides the seller with an exemption certificate in a form and manner prescribed by the department. The seller must retain a copy of the certificate for the seller's files.

(3) On the last day of January, April, July, and October of each year, the state treasurer, based upon information provided by the department, must transfer from the multimodal transportation account to the general fund a sum equal to the dollar amount that would otherwise have been deposited into the general fund during the prior calendar quarter but for the exemption provided in this section. Information provided by the department to the state treasurer must be based on the best available data, except that the department may provide estimates of taxes exempted under this section until such time as retailers are able to report such exempted amounts on their tax returns.

(4) For the purposes of this section, "battery-powered electric marine propulsion system" and "vessel" have the same meanings as provided in section 22 of this act.

(5) This section expires July 1, 2025.

NEW SECTION. Sec. 23. A new section is added to chapter 46.17 RCW to read as follows:

To realize the environmental benefits of electrification of the transportation system it is necessary to support the adoption of electric vehicles and other electric technology in the state by incentivizing the purchase of these vehicles, building out the charging infrastructure, developing greener transit options, and supporting clean alternative fuel infrastructure. Therefore, it is the intent of the legislature to support these activities through the imposition of new transportation electrification fees in this section.

(1) A vehicle that both (a) uses at least one method of propulsion that is capable of being reenergized by an external source of electricity and (b) is capable of traveling at least thirty miles using only battery power, is subject to an annual seventy-five dollar transportation electrification fee to be collected by the department, county auditor, or other agent or subagent appointed by the director, in addition to any other fees and taxes required by law. For administrative efficiencies, the transportation electrification fee must be collected at the same time as vehicle registration renewals and may only be collected for vehicles that are renewing an annual vehicle registration.

(2) Beginning October 1, 2019, in lieu of the fee in subsection (1) of this section for a hybrid or alternative fuel vehicle that is not required to pay the fees established in RCW 46.17.323 (1) and (4), the department, county auditor, or other agent or subagent appointed by the director must require that the applicant for the annual vehicle registration renewal of such hybrid or alternative fuel vehicle pay a seventy-five dollar hybrid vehicle transportation electrification fee, in addition to any other fees and taxes required by law.

(3) The fees required under this section must be deposited in the electric vehicle account created in RCW

82.44.200, until July 1, 2025, when the fee must be deposited in the motor vehicle account.

(4) This section only applies to a vehicle that is designed to have the capability to drive at a speed of more than thirty-five miles per hour.

NEW SECTION. Sec. 24. Sections 1 through 7, 12, and 14 through 23 of this act take effect August 1, 2019.

NEW SECTION. Sec. 25. Sections 8 and 13 of this act take effect January 1, 2020."

On page 1, line 1 of the title, after "adoption;" strike the remainder of the title and insert "amending RCW 28B.30.903, 47.04.350, 80.28.--, 80.28.360, 82.04.4496, 82.08.816, 82.12.816, 82.16.0496, 82.29A.125, and 82.44.200; amending 2019 c ... (SHB 1512) s 1 (uncodified); reenacting and amending RCW 43.84.092; adding new sections to chapter 82.08 RCW; adding new sections to chapter 82.12 RCW; adding a new section to chapter 47.04 RCW; adding a new section to chapter 47.66 RCW; adding a new section to chapter 46.17 RCW; creating new sections; providing effective dates; providing contingent effective dates; and providing expiration dates."

and the same is herewith transmitted.

Sarah Bannister, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2042 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Fey, Orcutt, Young and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2042, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2042, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 91; Nays, 7; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kretz, Lekanoff, Lovick, MacEwen, Macri, Maycumber, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self,

Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walsh, Wilcox, Wylie, Ybarra and Young.

Voting nay: Representatives Dye, Kraft, Leavitt, McCaslin, Reeves, Shea and Walen.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2042, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Engrossed Second Substitute House Bill No. 2042.

Representative Dufault, 15th District

MESSAGE FROM THE SENATE

April 28, 2019

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 1326 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. This act may be known and cited as Jennifer and Michella's law.

NEW SECTION. Sec. 2. The legislature finds that the state of Washington has for decades routinely required collection of DNA biological samples from certain convicted offenders and persons required to register as sex and kidnapping offenders. The resulting DNA data has proven to be an invaluable component of forensic evidence analysis. Not only have DNA matches focused law enforcement efforts and resources on productive leads, assisted in the expeditious conviction of guilty persons, and provided identification of recidivist and cold case offenders, DNA analysis has also played a crucial role in absolving wrongly suspected and convicted persons and in providing resolution to those who have tragically suffered unimaginable harm.

In an effort to solve cold cases and unsolved crimes, to provide closure to victims and their family members, and to support efforts to exonerate the wrongly accused or convicted, the legislature finds that procedural improvements and measured expansions to the collection and analysis of lawfully obtained DNA biological samples are both appropriate and necessary.

Sec. 3. RCW 43.43.754 and 2017 c 272 s 4 are each amended to read as follows:

(1) A biological sample must be collected for purposes of DNA identification analysis from:

(a) Every adult or juvenile individual convicted of a felony, or any of the following crimes (or equivalent juvenile offenses):

(i) Assault in the fourth degree where domestic violence as defined in RCW 9.94A.030 was pleaded and proven (RCW 9A.36.041, 9.94A.030);

(ii) Assault in the fourth degree with sexual motivation (RCW 9A.36.041, 9.94A.835);

(iii) Communication with a minor for immoral purposes (RCW 9.68A.090);

(iv) Custodial sexual misconduct in the second degree (RCW 9A.44.170);

(v) Failure to register (~~(((RCW 9A.44.130 for persons convicted on or before June 10, 2010, and RCW 9A.44.132 for persons convicted after June 10, 2010)) chapter 9A.44 RCW);~~

(vi) Harassment (RCW 9A.46.020);

(vii) Patronizing a prostitute (RCW 9A.88.110);

(viii) Sexual misconduct with a minor in the second degree (RCW 9A.44.096);

(ix) Stalking (RCW 9A.46.110);

(x) Indecent exposure (RCW 9A.88.010);

(xi) Violation of a sexual assault protection order granted under chapter 7.90 RCW; and

(b) Every adult or juvenile individual who is required to register under RCW 9A.44.130.

(2)(a) A municipal jurisdiction may also submit any biological sample to the laboratory services bureau of the Washington state patrol for purposes of DNA identification analysis when:

(i) The sample was collected from a defendant upon conviction for a municipal offense where the underlying ordinance does not adopt the relevant state statute by reference but the offense is otherwise equivalent to an offense in subsection (1)(a) of this section;

(ii) The equivalent offense in subsection (1)(a) of this section was an offense for which collection of a biological sample was required under this section at the time of the conviction; and

(iii) The sample was collected on or after June 12, 2008, and before January 1, 2020.

(b) When submitting a biological sample under this subsection, the municipal jurisdiction must include a signed affidavit from the municipal prosecuting authority of the jurisdiction in which the conviction occurred specifying the state crime to which the municipal offense is equivalent.

(3) Law enforcement may submit to the forensic laboratory services bureau of the Washington state patrol, for purposes of DNA identification analysis, any lawfully obtained biological sample within its control from a deceased offender who was previously convicted of an

offense under subsection (1)(a) of this section, regardless of the date of conviction.

(4) If the Washington state patrol crime laboratory already has a DNA sample from an individual for a qualifying offense, a subsequent submission is not required to be submitted.

~~((3))~~ (5) Biological samples shall be collected in the following manner:

(a) For persons convicted of any offense listed in subsection (1)(a) of this section or adjudicated guilty of an equivalent juvenile offense, who do not serve a term of confinement in a department of corrections facility or a department of children, youth, and families facility, and ~~((do serve))~~ are serving a term of confinement in a city or county jail facility, the city or county jail facility shall be responsible for obtaining the biological samples.

(b) The local police department or sheriff's office shall be responsible for obtaining the biological samples for:

(i) Persons convicted of any offense listed in subsection (1)(a) of this section or adjudicated guilty of an equivalent juvenile offense, who do not serve a term of confinement in a department of corrections facility, ~~((and do not serve a term of confinement in))~~ department of children, youth, and families facility, or a city or county jail facility; and

(ii) Persons who are required to register under RCW 9A.44.130.

(c) For persons convicted of any offense listed in subsection (1)(a) of this section or adjudicated guilty of an equivalent juvenile offense, who are serving or who are to serve a term of confinement in a department of corrections facility or a department of ~~((social and health services))~~ children, youth, and families facility, the facility holding the person shall be responsible for obtaining the biological samples as part of the intake process. If the facility did not collect the biological sample during the intake process, then the facility shall collect the biological sample as soon as is practicable. For those persons incarcerated before June 12, 2008, who have not yet had a biological sample collected, priority shall be given to those persons who will be released the soonest.

~~((4))~~ (6) For persons convicted of any offense listed in subsection (1)(a) of this section or adjudicated guilty of an equivalent juvenile offense, who will not serve a term of confinement, the court shall order the person to report to the local police department or sheriff's office as provided under subsection (5)(b)(i) of this section within a reasonable period of time established by the court in order to provide a biological sample. The court must further inform the person that refusal to provide a biological sample is a gross misdemeanor under this section.

(7) Any biological sample taken pursuant to RCW 43.43.752 through 43.43.758 may be retained by the forensic laboratory services bureau, and shall be used solely for the purpose of providing DNA or other tests for identification analysis and prosecution of a criminal offense or for the identification of human remains or missing persons. Nothing

in this section prohibits the submission of results derived from the biological samples to the federal bureau of investigation combined DNA index system.

~~((5))~~ (8) The forensic laboratory services bureau of the Washington state patrol is responsible for testing performed on all biological samples that are collected under ~~((subsection (1) of))~~ this section, to the extent allowed by funding available for this purpose. ~~((The director shall give priority to testing on samples collected from those adults or juveniles convicted of a felony or adjudicated guilty of an equivalent juvenile offense that is defined as a sex offense or a violent offense in RCW 9A.44.030.))~~ Known duplicate samples may be excluded from testing unless testing is deemed necessary or advisable by the director.

~~((6))~~ (9) This section applies to:

(a) All adults and juveniles to whom this section applied prior to June 12, 2008;

(b) All adults and juveniles to whom this section did not apply prior to June 12, 2008, who:

(i) Are convicted on or after June 12, 2008, of an offense listed in subsection (1)(a) of this section on the date of conviction; or

(ii) Were convicted prior to June 12, 2008, of an offense listed in subsection (1)(a) of this section and are still incarcerated on or after June 12, 2008; ~~((and))~~

(c) All adults and juveniles who are required to register under RCW 9A.44.130 on or after June 12, 2008, whether convicted before, on, or after June 12, 2008; and

(d) All samples submitted under subsections (2) and (3) of this section.

~~((7))~~ (10) This section creates no rights in a third person. No cause of action may be brought based upon the noncollection or nonanalysis or the delayed collection or analysis of a biological sample authorized to be taken under RCW 43.43.752 through 43.43.758.

~~((8))~~ (11) The detention, arrest, or conviction of a person based upon a database match or database information is not invalidated if it is determined that the sample was obtained or placed in the database by mistake, or if the conviction or juvenile adjudication that resulted in the collection of the biological sample was subsequently vacated or otherwise altered in any future proceeding including but not limited to posttrial or postfact-finding motions, appeals, or collateral attacks. No cause of action may be brought against the state based upon the analysis of a biological sample authorized to be taken pursuant to a municipal ordinance if the conviction or adjudication that resulted in the collection of the biological sample was subsequently vacated or otherwise altered in any future proceeding including, but not limited to, posttrial or postfact-finding motions, appeals, or collateral attacks.

~~((9))~~ (12) A person commits the crime of refusal to provide DNA if the person ~~((has a duty to register under RCW 9A.44.130 and the person))~~ willfully refuses to comply with a legal request for a DNA sample as required

under this section. The refusal to provide DNA is a gross misdemeanor.

Sarah Bannister, Deputy, Secretary

Sec. 4. RCW 9A.44.132 and 2015 c 261 s 5 are each amended to read as follows:

(1) A person commits the crime of failure to register as a sex offender if the person has a duty to register under RCW 9A.44.130 for a felony sex offense and knowingly fails to comply with any of the requirements of RCW 9A.44.130.

(a) The failure to register as a sex offender pursuant to this subsection is a class C felony if:

(i) It is the person's first conviction for a felony failure to register; or

(ii) The person has previously been convicted of a felony failure to register as a sex offender in this state or pursuant to the laws of another state, or pursuant to federal law.

(b) If a person has been convicted of a felony failure to register as a sex offender in this state or pursuant to the laws of another state, or pursuant to federal law, on two or more prior occasions, the failure to register under this subsection is a class B felony.

(2) A person is guilty of failure to register as a sex offender if the person has a duty to register under RCW 9A.44.130 for a sex offense other than a felony and knowingly fails to comply with any of the requirements of RCW 9A.44.130. The failure to register as a sex offender under this subsection is a gross misdemeanor.

(3) A person commits the crime of failure to register as a kidnapping offender if the person has a duty to register under RCW 9A.44.130 for a kidnapping offense and knowingly fails to comply with any of the requirements of RCW 9A.44.130.

(a) If the person has a duty to register for a felony kidnapping offense, the failure to register as a kidnapping offender is a class C felony.

(b) If the person has a duty to register for a kidnapping offense other than a felony, the failure to register as a kidnapping offender is a gross misdemeanor.

~~(4) ((A person commits the crime of refusal to provide DNA if the person has a duty to register under RCW 9A.44.130 and the person willfully refuses to comply with a legal request for a DNA sample as required under RCW 43.43.754(1)(b). The refusal to provide DNA is a gross misdemeanor.~~

~~(5))~~ Unless relieved of the duty to register pursuant to RCW 9A.44.141 and 9A.44.142, a violation of this section is an ongoing offense for purposes of the statute of limitations under RCW 9A.04.080."

On page 1, line 2 of the title, after "system;" strike the remainder of the title and insert "amending RCW 43.43.754 and 9A.44.132; and creating new sections."

and the same is herewith transmitted.

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 1326 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Klippert and Goodman spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1326, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1326, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

Voting nay: Representative Appleton.

SUBSTITUTE HOUSE BILL NO. 1326, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

With the consent of the House, the bills previously acted upon were immediately transmitted to the Senate.

The Speaker (Representative Orwall presiding) called upon Representative Lovick to preside.

There being no objection, the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

April 25, 2019

HL 1000 by People of the State of Washington, : Concerning diversity, equity, and inclusion. Reported by Committee on Civil Rights & Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jinkins, Chair; Thai, Vice Chair; Goodman; Hansen; Kilduff; Kirby; Orwall; Valdez and Walen.

MINORITY recommendation: Do not pass. Signed by Representatives Irwin, Ranking Minority Member; Dufault, Assistant Ranking Minority Member; Graham; Klippert; Shea and Ybarra.

With the consent of the House, HOUSE INITIATIVE NO. 1000 was placed on the second reading calendar.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE INITIATIVE NO. 1000, by People of the State of Washington

Concerning diversity, equity, and inclusion.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Santos, Santos (again) Chapman, Valdez and Jinkins spoke in favor of the passage of the bill.

Representatives Shea, Vick, Irwin and Graham spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of House Initiative No. 1000.

ROLL CALL

The Clerk called the roll on the final passage of House Initiative No. 1000, and the bill passed the House by the following vote: Yeas, 56; Nays, 42; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Blake, Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris,

Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Mosbrucker, Orcutt, Rude, Schmick, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

HOUSE INITIATIVE NO. 1000, having received the necessary constitutional majority, was declared passed.

RESOLUTION

HOUSE RESOLUTION NO. 2019-4641, by Representatives Pettigrew, Harris, Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra, and Young

WHEREAS, Frank Chopp was born in East Bremerton, the son of immigrants who came to the United States and the State of Washington in search of a better life; and

WHEREAS, Speaker Chopp's father, an electrician in the Bremerton Navy Ship Yards, and his mother, a school cafeteria worker, taught their children the values of hard work, compassion, equality, and activism; and

WHEREAS, Even as a student at East Bremerton High School, Frank lived the values he learned at home, leading a protest against a local fraternal organization that would not allow people of color as members; and

WHEREAS, After graduating from the University of Washington, Frank honed his passion for public service by working as a community organizer on a variety of issues, ranging from feeding and housing the less fortunate, to low-income transportation services and job creation programs; and

WHEREAS, Frank has been involved with a number of groups, service agencies, and programs including the Coalition for Survival Services, King County Housing Opportunity Fund, Cascade Shelter Project, the Food Resources Network, the Workers Center, Lettuce Link, Community Voice Mail, the Sand Point Community Housing Association, PortJOBS, the Committee for Economic Opportunity, and the Low Income Housing Institute, to name just a few; and

WHEREAS, In 1994, Frank's dedication to public service resulted in his running for and being elected as state Representative from the 43rd Legislative District in Seattle; and

WHEREAS, He quickly rose to leadership, serving as House Minority Leader from 1997-1998, and as Co-Speaker from 1999-2001 when the House was split evenly among Democrats and Republicans; and

WHEREAS, Frank has served as Speaker for 20 years, the longest serving Speaker in the history of the State of Washington, and the second longest-serving state House Speaker in the nation at the time he stepped aside from the position; and

WHEREAS, With the love and support of his wife Nancy, and children Narayan and Ellie, Frank has created, initiated, or presided over an astounding list of accomplishments; and

WHEREAS, A small sample of Frank's legacy includes: The State Housing Trust Fund; an increased minimum wage; paid family and medical leave; the Marriage Equality Act; the Dream Act; the Voting Rights Act; the Long-term Care Trust Act; the Education Legacy Fund; the College Bound Scholarship Program; and Apple Health for All Kids, among many others, not to mention his staunch defense of the programs that make up the state's social safety net; and

WHEREAS, Speaker Frank Chopp's tireless work on behalf of the people of Washington, especially those in need of compassion, opportunity, and a helping hand, has benefited many millions of Washingtonians, and will benefit many millions more in the generations to come;

NOW, THEREFORE, BE IT RESOLVED, That the members of the House of Representatives thank Speaker Chopp for his leadership and support; and

BE IT FURTHER RESOLVED, That the House of Representatives bestow upon Frank Chopp the title of Speaker Emeritus.

Representative Pettigrew moved adoption of HOUSE RESOLUTION NO. 4641

REMARKS

Representative Wilcox: Thank you, Mr. Speaker. Mr. Speaker, would you gavel him? And maybe him. Mr. Speaker, this is an historic night. Historic in many ways, I suppose. I was fortunate enough to spend a half an hour with Speaker Chopp earlier tonight and even more fortunate to spend a session, a very eventful session, as the Minority Leader with a person who has made an immense amount of history in our state. I'm so glad that his family is here because I know that family is a critical component for Speaker Chopp. We've talked about that. He's told me about his childhood. The son of immigrants. Someone who grew up in a family that works hard. I think that one of the things that I appreciate about the Speaker is something that we have in common. We grew up around people that worked hard, still know how to work, and have an immense amount of reverence for everyone among us who value work, who value families, and also have place in their heart for those who are less fortunate. Maybe those who don't have a community and don't have a family and one thing that is, I think, very unique about Frank, if I can call you that, is that not only does he value those things, but he's spent his entire

life, whether it was here in the chamber or his life in the community, in trying to provide those things – family and community – for those who had no other way of providing those for themselves.

One of my oldest friends, former Representative and Senator Mark Doumit, served with Frank from the very beginning. I think Frank was elected to the House two years before Senator Doumit, and I called up Mark on my way here today and asked him if he could share a few stories. I'm not sure I can share any of those, but he asked me to remember what he thought was Frank's most lasting achievement and that is the idea of One Washington. It's one of those achievements that both sides offer. You hear us talking about, on this side, 'One Washington' all the time. Mark asked me to be sure to mention Representative Bill Grant who was instrumental in helping people understand that Washington is the Puget Sound area, the rest of Western Washington and all of Eastern Washington as well, and said that that was a wonderful friendship and he wanted me to be sure to remember Bill Grant and the partnership that he and Frank had.

I've mentioned to a few of you that Frank came out to my home on the farm when I first became Minority Leader. I don't think a lot of people would have done that. He just called up, asked if he could do that and spent just about a whole day with my family. They were deeply honored to have someone as accomplished, as prominent and historic as Frank. We had lunch together and that's where I found out just how much we have in common as families, and an amazing amount of moral and personal convictions in common.

I had a great experience with Frank. Oh, I also forgot to include one little piece of advice that Frank shared with me. He shared a lot of advice, actually, but he did say something about the fact that he had had a great experience at Toastmasters, and he suggested that maybe Toastmasters would be good for me, and I can see from some of his experiences out here on the floor that it was a remarkable thing for him. I had fun with Frank, probably one of the first conversations that I had with him, at the Burke Museum dedication a few years ago and he gave kind of a surprising speech. He got up there and was very eloquent, kind of a stem-winder actually, and all he talked about was the taxpayers. And I was cheering him on, and he came down, we had a little nod of other lawmakers there, and said, "That one was for you, Wilcox." So, thanks for that, Frank.

It's going to be strange having you here as a regular member and I hope that you do that for a long time. We're already thinking of some, I think, really valuable ideas that we could collaborate with you on. You know, there are some license plates that haven't been proposed yet. We thought that you might enjoy some cozy meetings with reporters and maybe even some press conferences and, you know, we don't have a state reptile yet, so now that you've kind of broken the ice with passing bills, I bet we would support you on quite a few of those. You know, this is also a state that has become fairly well known for the reintroduction of formerly native species and so we thought that if you came back and sat with Representative Kretz, maybe he could reintroduce you to the chamber here as a regular member. Now there is another suggestion and that would be that you

replace me as being the person that sits next to Richard DeBolt and he can be your mentor.

Well, I also have a little bit of advice for the next Speaker. I don't know who that's going to be. It's going to be, honestly, hard to follow Frank, and so I've got another piece of advice for that Speaker. For God sake's, don't put him next to Richard. In all seriousness, I've said it before, many times, and I'll say it again: Frank, I and every member of this caucus admire you. You're a piece of history. We have two real political epochs here in Washington and they were dominated by first, Governor Evans, and later by Speaker Frank Chopp. It will be many years before anybody can hope to match that. Your contributions to the institution and the state will be felt for generations by people in every corner of the state. Frank, on behalf of our caucus now and the caucuses from the past, thank you very much. We appreciate you.

Representative Kirby: Thank you, Mr. Speaker. I imagine the gentleman to your right might be a little afraid right now. You might notice I'm not wearing, you know, a lot of these people brought mustaches- I brought my own from home, thank you very much. Yesterday when Frank's Chief of Staff Orlando took me aside and said "Hey, I need you to stand up" and maybe, it looks to me like maybe he wants me to eulogize Frank, and that's kind of scary, kind of feels that way, but it's really not Frank, it's his Speakership that we're eulogizing. I thought about it, it's a lot of responsibility and, of course, we were here all day and all night, I got home this morning at 4:30 in the morning. I fell asleep and darned if I didn't have a dream about it. I dreamed that I died and went to Heaven and when I got there, I was kind of getting my orientation, but I looked over and there's Frank Chopp and he was sitting over there, he was meeting with people and he was kind of waiving his hands and doing, you know, we've all seen him at work, and so I said to the guy next to me, I said "Hey, last I checked, Frank Chopp was alive and well and living, you know, in Seattle and you know." "Oh, no problem, that's not Frank Chopp, that just God - he thinks he's Frank Chopp." So, I think that Orlando was expecting that I'd maybe say some things that are funny, but the fact is that most of my interactions with Frank have not been funny at all. The conversations that I've had have pretty much been such that I can't repeat them out loud, at least not until a few more people die.

We actually got off to kind of a rocky start. Frank, unlike a lot of people over here, Frank didn't recruit me to run for this office. I kind of came in as sort of a free agent off the street. I remember, I went to my consultant at the time and I thought yeah, after I'd won the election, I thought, huh, I better start getting ready to hold office. So I said, "By the way, who's the Speaker now?" and he said "Frank Chopp," and I looked at him and I said "Who the hell is Frank Chopp?" Nineteen years ago, that was a valid question. It really, it was, because he was still kind of new at this kind of work but over time we've learned to get to know each other. It started, you know back then, he was the Co-Speaker with Clyde Ballard and, by the way, Orlando was his Legislative Assistant - I think he was about 15 at the time, and it took me a good three weeks before I finally got on his bad side enough to where I didn't just get the tap on the shoulder - the Speaker wants to see you - no, I was in a different kind of

trouble. He wanted to take me to lunch. So, I don't know, he got it in his mind he wants to go take me to lunch and straighten me out. Orlando's car was closest so we got in his car and we started heading for downtown and Orlando was driving and all of a sudden he pulled over. "Well what's the deal?" Frank said, "I think my blinkers, I think my turn signals aren't working." said Orlando. So Frank said, "That's ok, I'll tell you what - do your turn signals and I'll get out and I'll tell you if they're working or not." So he got out and Orlando stood behind the car and put on the turn signal and Frank was back there "It's working...it's not working...it's working...it's not working." And, you know, again, we didn't know each other very well but that told me pretty much everything I needed to know about Frank Chopp.

Over the years, we've gotten to know each other pretty well. I like to think that we're friends. We support each other. We're 100%. I can walk into his office any time I want. He's got two gatekeepers there, not just one like all the rest of us. I mean, I can just walk in there anytime I want and I'm going to tell you now, everybody in this room, I'm going to tell everybody what my secret is. Probably eight or ten years ago, Frank and I were meeting in my district and, I don't know how many of you know this, but Frank kind of does things old school. A lot of people, many of the young people in this place every time you have a conversation they'll pull out their phone and they'll take notes on their phone. Frank's got a pocket full of paper. I bet he's got a pocket full of paper right now. That's right, and then he'll write down things. He'll write himself notes and go back and refer to them. Well, we were talking about something, I don't even remember what, and he said "You know if that's ever a problem again, you come and see me directly. You come talk to me directly. You just come see me." "Frank," I said "that's a whole lot easier said than done. You know that, don't you? You can't just walk in to your office and see you any time you want." He was like "Oh wh.." the hands started moving. So he pulled out one of those white pieces of paper, this white piece of paper right here that I'm holding in my hand, and he wrote on it and I'm sure he doesn't know that I still have it, okay he knows, and it simply says, Let Steve in, then it's signed, Frank Chopp. I don't think anybody else in here has one of those, so I'm pretty proud of that. Now I will say that after today, you know, one might think that this just becomes a useless piece of paper, but Mr. Speaker, I'm keeping it, and I'll tell you why. I've known a lot of Speakers of the House in my time. I've been doing this kind of work a really long time. Many of you've heard me say I've watched the Sonics on television back in that corner office win the championship in 1979. I've been roaming these halls for a lot longer than people know. Speakers come and go. Only one has gone to prison, that I know, but they do, they come and go. Sorry, that really, that wasn't part of the script, I don't know, it just came to me. Okay, just for that, I'm going to tell you. You know one other thing, some of you who have been here a long time remember the time I stood here on the floor of the house and gave a floor speech and Frank Chopp was presiding and he gavelled me down five times. Five times, and yet he still let me finish my speech. He really liked that bill that I was talking about. But let me just say this: Like I said, I've known a lot of Speakers of the House, I've known hundreds

of elected officials, hundreds. I've seen just so many people come and go, and I'm here to tell everybody in this room, and I tell everybody who will listen, and many of you have heard me say this before, but guys like Frank Chopp only come around every now and then and I am lucky to be here at the time that he happened to be the Speaker of the House. We all are, he's that good. So I'm going to keep this little piece of paper because I think it's going to come in handy someday. I think that Frank's legacy is more than he knows, more than a lot of us know, and I think I'm going to be pulling this out some day and showing it to my grandchildren and I going to tell them that I served with the legendary Speaker Frank Chopp, and I'm going to tell them a few stories, but don't worry, Frank, I'll wait until the statute of limitations has passed before I do any of that. Thank you, Mr. Speaker, it's going to be nice to have Frank back here as a mere mortal with all the rest of us.

Representative DeBolt: Thank you Mr. Speaker. Mr. Speaker, one of the things that I wanted to talk about tonight is, you know we had this standup comedian, so that's been done, and the heartfelt thing, so that's been done, so I'm going to drive right up the middle here, Mr. Speaker.

I've known this Frank Chopp for a while and it's been, I view it as kind of Ralphie and the Sheepdog. Do you guys remember this with the cartoon where they go beat the hell out of each other, oops sorry, that works okay Frank, doesn't it? Alright, they go beat each other up and then at the end of the day they click their cards and they go "You wanna go get a beer?" "Yea, let's go get a beer." And I will tell you what, there has been no speaker that's been stronger, and I remember I used to hatch these plans and you know these plans: I'm gonna get him on the budget this time, I'm gonna go rally up some support, I'm gonna get these people, we're gonna work all night and we're gonna draft the budget and we're gonna beat him. And I remember we were in the people's portable – you remember the people's portable? Yes. We're in the people's portable and I had you this time, right? I had like four of your members, they were going to join me in a budget switch and I was gonna, I was gonna win, right? All of a sudden, here comes Frank and he comes out, points to one of them, they disappear for like 20 minutes, he walks out and goes (makes a gesture) sits down, Frank points to the next one, they go away for about 20 minutes they come out and they go (makes a gesture) about that time I realize, Okay, next plot, we'll keep trying. Now, you know, as a young leader it was really interesting to watch, and member control has been one of those things that is always a challenge and member management. And we, back in the people's portable, we were in some close quarters, and the walls were very thin and sometimes Frank gets animated and our walls were connected and I'm not saying that I had a glass up against the wall trying to figure out what was happening that day but, because I didn't have to because he was very loud and there's this little vent that went between the two of us.

The one thing we learned when we came in to this legislature with the tie, and it was grace. We learned grace. You had two completely different leaders that were Co-Speakers. They had that silly gavel with the two sticks coming out of it – it was odd, but it worked and it taught me, watching Speaker Chopp and Clyde Ballard, what grace was,

and forgiveness, but also, what tactical maneuvering was and you guys would maneuver and maneuver and tactical and tactical to death, but it taught me a ton and so I always tried, and I always thought I'd be successful at one thing, surely one day, I will get one vote where I can go "YES! I got him!" I never did.

As one of the longest serving Speakers in history, I will tell you this: the institution as we know it today, has changed and evolved and we don't have to always have to disagree but we do know that Washington State is better for a lot of the programs you've created. It's better because Washington State has caring people that are working hard to make it a better place to live. Now I think about what's next because after being leader, I went to Capital Budget, and I can't wait to see Frank Chopp on Capital Budget – housing will be like four billion dollars. Education gets \$25, salmon gets \$25 and, you know, housing will be the thing. But I got to tell you, I was talking to Nancy and we were talking about what comes next and I know she's happy to have you back and I know what this takes out of you, sometimes. And I will tell you, you came in as a good legislator, you were a great Speaker, now you get to go be a great legislator. You've created a legacy I think of interest in politics that young people can learn from and they can watch you and see how you manage things. Now I will say, to my credit, I won a lot of seats against you cause I came from 38 to 46 – just want to throw that out there. I've waited years for that. I mean really, I feel good about myself right now.

But your compassion and kindness, and I will tell you just like Steve, you always let me in when I needed to come in. You'd always have the snack for me. You'd also come over and visit and we would get to go out and we'd get to have some cocktails and we'd get to have some food and we'd break bread together and you can never be enemies with anybody if you break bread with them – you've said that actually – and you were always going to roast a goat for me and you never have so that's something you can focus on when you have so much extra time, because I'm willing.

I will tell you, the last thing I think it's important to understand about Frank Chopp - You guys have heard my stories so I don't have to tell it again, but he went to great lengths to make sure that I'm standing here today. I will never forget what you did to help me and it was very very important to my wife and my family that you got me to a person that could take care of me who told me that they couldn't see me for six months and then they were like "This guy named Frank Chopp called and come, you have an appointment tomorrow" and I'm like "Okay," and they realized what had happened and it's because of you though, that I had my surgery, got healthy, I'm still standing here today, gave you 175 million in housing - didn't bat an eye - and that's the kind of person you are because at any point in your life you could have said "that guy's been a pain in my...side for a long time" and you never did. You were always gracious and even when I was out here trying to figure out what I was going to do with myself and I would come in and talk to you, you always offered me warm advice and you'd always tell me that I was good at what I did and you didn't have to do any of that, and that's just the kind of man you are and my hat's off to you, and I can't wait to sit with you and make their lives miserable. Thank you, Mr. Speaker.

Representative Davis: “Thank you Mr. Speaker. Mr. Speaker, permission to read please? When I first met Frank Chopp, it was six years ago, who he was to our state I did not know. We were at a house party, it was a political bash, someone said there’s the Speaker, the one with the mustache. I introduced myself, said behavioral health is what I do, “That’s terrific!” he replied, I have a job for you. It’s about mental health, there’s a taskforce I run, they advise us on policy, come join us it’s fun. What could I say, but an enthusiastic yes, it was an honor to learn from, nothing less than the best. A few years later, Ricky’s law passed this floor, I was at a conference for work, so happy I could soar. I received a call on my phone from a number I didn’t know, I ignored the call, waited for voicemail to show. We passed Ricky’s law, across my screen a text came, Congratulations and thank you, signed with just his first name. To Frank all people are important, each one special in his eyes, he gives generously of his time he is humble and wise. Throughout the years, we’ve partnered on many a task, when I reflect on our speaker it’s the same questions I ask. Who is this man who uses his power for good, who when others say no, he says we can and we should? How can just one person have done so much right? How can one human heart hold so much light? There are two lessons I’ve learned throughout the course of it all: Always meet the man with the mustache and always take his call. From the day we first met, he fiercely believed in me, he saw something there that I could not see. He has given me the world and though I can never repay, I will always pay it forward until my dying day. His legacy in our state crafted here under this dome, is sewn on the hearts of men who now have a place to call home. It is heard in the voices of mothers whose children are ill, but who have healthcare today and get better they will. It is written on the faces of workers who now earn a living wage, who have paid family leave and long term care when they age. It lives on in the hopes of students who have a thirst for knowledge, whether low income or a dreamer, they can now go to college. Frank, your mark on this place, nothing on earth can sever, You are truly a gift because of you we are better.”

Representative Maycumber: “Thank you, Mr. Speaker, Speaker. I’m truly humbled to be asked to stand up and speak. As a new member I’m unworthy to stand here and speak to you. I started in the 2009 session and you were bigger than life. We would catch glimpses of you if something went wrong. I even worked in this building and I think that when we would talk about seeing you and it was a pretty big deal. Frank is out on the floor. I became a member and I was appointed and I told my new assistant the only thing you need to do, don’t worry about getting signed into the computer or answer any phone calls, you get me an appointment with the Speaker. Now she had been the Secretary of State’s assistant and she laughed and she said “That will never happen, you newly appointed legislator.” What I had not known is that I had written a policy about housing and Thursday at 1:00 pm she said, “the Speaker wants to see you” and I went down to his office and he said “What do you want?” And I said “I’m a newly appointed legislator. I want and need nothing, I just want to introduce myself.” And then, he showed me that he could cuss which I really liked, and he said “You’ve got a little bill here we

need to work out.” And from that moment on, you have proven that you have put people above politics. You have helped me in not just policy, but guidance and help and you have not cared what name or what political party we were from, and I appreciate every moment that you have helped and offered advice and assisted and it didn’t matter if we were Republicans or Democrats and I appreciate you for that, and many of us do over here. Thank you so much for everything that you have done and I am excited to sit next to you in Capital Budget in the front row.

Representative Cody: Thank you, Mr. Speaker, and you might want to hand the gavel back to him and don’t worry Frank, you know me well enough to know I’m not going to get sappy about this, but you do have reason to worry. Frank, we have served together for the last 25 sessions. We’re wrapping up the, we’re almost there - midnight, the 25th session, and I have more than a few stories that I could tell about the Speaker. Some of which I probably could get in great trouble for and some that I can’t say on TVW. But in thinking about this night, I was really trying to decide what I should talk about. I thought about the time that you, we actually won the bet, I had a bet with the Republican caucus and Richard was supposed to shave his head if they lost and Frank was supposed to shave his mustache, and he did, even though we won. And then I also thought about the lamb roast, and the dance, and procession that we had to do at one of the advances that we had a Croatian lamb roast and that was probably the loosest I think I’ve ever seen Frank in 25 years, was that night. But the one that I really wanted to talk about is the showing of leadership that you did on the day of the Nisqually earthquake. I don’t know whether you’ll remember, but we were in his office, the corner office, and at that point, we were on this side, and we were in the tie and there was a group of us and 2001 was a bad fiscal year, you know as if every year isn’t a bad fiscal year. But that one was particularly bad and we were in having a discussion about the budget and it was with Bill Grant was in there and Helen Sommers. Phyllis Kenney was the chair of Higher Ed and Lynn, I believe, Kessler was in and we had just got done. Helen, of course, never cut Higher Ed, that was like the holy grail for her, and we had just finished a discussion about how we thought we were going to have to cut Higher Ed and there was this rumbling noise and then we were all just looking around at each other and we realized, and somebody yells “EARTHQUAKE!” and, you know, people dive underneath the table and we get into the doorway and Bill Grant is holding up the bookcase – that’s the other thing I remember about that – but after it stopped, we all were kind of stunned and we looked around and then Frank goes “EVERYBODY OUT!” And he tears out of the office, and we never saw him again. He was so far gone, and that was real leadership, I’m telling ya. So that’s my memory of Frank’s leadership, and it always surprises me when I hear people saying they wanted to go into your office because I always figured that you wanted to avoid that damned office ‘cause it costs you every time you go in. But with that said, I, actually it was pointed out to me that you’re not dead and you’re not leaving the legislature, so we really don’t have to get sappy about this. So, I wanted to congratulate you on passing your first bill after 25 years. I thought that was another thing that we should give you

credit for, and because you've learned this year, I'm looking forward to you actually serving on Health Care next year so I can finally tell you what to do in the committee. I'll look forward to that, Frank."

Senator Walsh: "I'm sitting, officially, in the Walsh seat, I want to point that out, and I also want to thank your security guys for being so nice to indulge me to do this but I would have been very remiss not to give a few comments about the best Speaker we've ever had in the history of Washington State and I'm extremely fond of this man. I've known him for 27 years. My seatmate, Bill Grant, was his caucus chair for many years, you guys had the dream team – Lyn Kessler, Eric Pettigrew, Speaker Chopp, Sharon Tomiko Santos. You guys rocked this world when I was here, and I just want to tell you, Frank, how much respect I have for you. I know your heart is huge. Any time you would speak about your family, you get a little verklempt, Mr. Speaker, and rightfully so, and I just want to tell you how much I admire you, how much I love you, and I just want to wish you all the best. Thank you, Frank."

Representative Kretz: "Thank you Mr. Speaker. It's nice to see all the mustaches on the floor tonight. I wish somebody would give one to Fitzgibbons because he's spent most of the session trying to get (makes a motion).

The first time I met Frank was about my first, second night in Olympia, I guess. I didn't know much, I didn't know who was who and they had an informal freshman dinner. Don't even remember where it was but they seated me with Frank and I had no idea – he said "Hey, I'm Frank" and I said "good for you, I'm Joel" and we had a really good time that night. It was really lighthearted, we shared a lot of stories, got to know each other a little bit. He wanted to compare mustaches. His is smaller, we decided that. But we had a lot of fun and at the end of the evening we were walking out and I asked somebody "Who was that guy with the little mustache?" "Well, that's Speaker Chopp." So I'm in a briefing the next day and they're telling us what you can do and what you shouldn't do over here, and part of the briefing was – never have a conversation with Speaker Chopp because he will size you up in seconds. He'll know everything about you if you reveal anything, and in two years, you'll disappear. And I'm thinking, I've only been here two days and I'm done, you know. But we really had a good time that night. I haven't had that much fun with him since, probably.

One of the other things you would hear would be people coming back from his office saying "You know, I had an agreement with Frank and I didn't get exactly what I wanted" and what I found out was, I usually did. Sometimes that was good sometimes not, but what I found you had to do was be very precise in what you asked for because if you're not, you're gonna get something. If he reaches across that table and looks you in the eye and shakes your hand, you are going to get what he says but you better be careful what you said, because if it's not quite what you thought, you can get something that looks really really different. But his word was always good. It was a bond. One of the things I have appreciated most about Frank is his 'One Washington' belief and I think a lot of that came from working with both of our good friend Bill Grant, years ago. That was somebody from

pretty different background and geographic location, but I really believe that Frank believes in that. He's worked with me on some pretty strange things. We got funding for the Omak Stampede stadium which was pretty amazing. It was a stadium where they had to stop doing the 'wave' because it would start creaking and if you were underneath, nails would be falling and that sort of thing and I don't think Frank is really a big rodeo guy but he was really helpful in getting that. He has helped on wolves, I know they're not a big problem in Seattle but I appreciate him deciding that that was something that was really important in Northeast Washington and he's been a tremendous amount of help.

I didn't really want to get up here tonight. In some ways because how do you speak of someone who has been a real institution – kind of a legend. I mean, I remember seeing him on TV when I was in grade school, I think. But I do, maybe the biggest lesson that I learned from Frank is that we can disagree on a million things. You know, we heard all of his accomplishments up there. I don't think I voted for a single one. But we did find that we had areas of disagreement and we could be honorable and decent about them and have those discussions, and when we found a mutual agreement we got some big things done - maybe the biggest lesson I've learned here. Frank, thank you for the things you've done for me and the relationships we've built. I will miss you as Speaker. I'm glad you're going to be here for a while but thank you for the honesty and integrity that you've shown me for these years."

Representative Sullivan: "Thank you Mr. Speaker and I got my tie kind of loose right here and if I grab it, twist my neck around a little bit, (makes motion), you know. Wish I had a comb now that I could kind of brush my mustache for you. Every time you go somewhere, he's in the back, in the bathroom, you know, brushing his mustache... it really itches a lot too, I don't know how you do it.

Frank, it's hard not to learn things from you. I tried not to, but I failed. I remember the first several times I met with you, I came in and there was something I really wanted and I started the conversation and I said I really gotta have this and by the time that I ended the meeting and walked out your door I didn't even remember what you said. I didn't remember what I asked for. You had a way of turning it around so, I left pretty confused – You were pretty good.

In our caucus, we always have this thing about taking care of freshmen. That was always a big deal. You have to make sure freshman are taken care of. You have to make sure that they get their Capital Budget projects. You have to make sure that they get something in the budget. Well then I learned after a little while that actually it's Frank telling those freshmen to talk to the chairs of the Capital Budget and the budget committee and they're mostly your asks. As a matter of fact, I'm pretty sure half the budget now is actually Frank Chopp's stuff. The one gift I really did want to get you was a GPS system because I won't ever forget, you know, it was on a Saturday and I get a call from Frank Chopp and he says "Hey, I'm in Covington, could you meet me?" I said "Sure, Frank. Where are ya?" He said "Well I'm in Covington, I'm at the Safeway." I said "Well Frank, right around the corner there's a coffee shop. I can get there in five minutes and, let's get together and have a cup of coffee." So I really quick grabbed my stuff and it takes me just five

minutes to drive out there and I'm sitting at the coffee shop thinking where the heck is he? You know, it's right around the corner. Come to learn he was actually in Maple Valley. The guy just doesn't get around very much. You know, Frank, in all seriousness, it's been, I've had the pleasure to serve as Majority Leader with you for nine years. It's been nine great years. I really have learned a lot and it's hard not to get a little choked up talking about it and I agree with Cody, you're not dying, at least that we know of. But this institution won't be the same without you - it absolutely won't. It will be a far different place. I'm sure it will be a far better place, no, I'm sorry. But seriously, it's just hard to imagine. We've talked about it, it's just going to be a really different atmosphere here because you really did bring about a collegial relationship, working across the aisle, working together when times got really tough you had a way to get through those tough days, and I just want to say from the bottom of my heart that we will miss you greatly in your role as Speaker, but now that you're a rank and file member, we look forward to stomping on you. Thank you."

With the consent of the House, HOUSE RESOLUTION NO. 4641 was adopted.

SPEAKER'S PRIVILEGE

Speaker Chopp: "I'm truly overwhelmed but this has gone on far too long. I also want to welcome all the fans of the Gardner Minshew WSU Quarterback Fan Club and whenever we're in special session we'll pass a law that bans snow storms in the Apple Cup, if you remember that disaster. So, I really appreciate this although I'm very embarrassed and I'll try to do the best I can because I might break up at any second thinking of things. I'm very proud of the traditions that we've engendered. I appreciate the thought about 'One Washington.' Another theme that we have in our caucus is the notion of 'everybody up' and so when our caucus chair, Eric, says "Everybody up" everybody stands up and whoever walks through the door gets a thunderous applause because everybody will remember that, and everybody's focused on supporting whoever is coming in the door. So I'd like to do three tonight - one side of the aisle, the other side, and then my family, because it's extremely important, no matter what happens, we have to support each other and try to bring people together.

On this side of the aisle, JT? Where's JT? I just very much appreciate working with you. You've been a great friend. I very much appreciate visiting your family farm. They were very gracious to me, quite a few of the family, and I was a little disappointed when I was expecting eggs for lunch and they served croissants. And I'm really getting tired of hearing when I come to work each day on the radio that Wilcox Family Farms. It's really disgusting. But I really appreciate his service and all the work he's done over the years. Joel, I dearly love ya. It was great to scheme together to get about five million dollars for the Omak stampede, which I told him "Whatever you do, don't tell my folks back in the 43rd district that I did that." And by the way Joel, I was a wolf in a previous life. Richard, I really dearly love you too. We've worked together on so many things and it's been great and I thank you for the 175 million, plus there's a few other things we got in there too. But you've been great

to work with on so many things. Norma, I think we were separated at birth, cause you and I are about the most emotional people on this floor. You get up, you start crying, then I start crying and it's a mess. And I appreciate, very much, all the time you spent working on issues of mental health and the facilities we need for folks. It's just extremely important for people to have a place to be, so I say thank you for that. So if you don't mind, I'd like to have everybody up and let's hear it for these members on this side of the aisle. LOUDER!

Now, on this side of the aisle, I do want to mention Eric again. You do not want to argue with Eric. We've had quite a few arguments in the last two days. In fact I was telling him that I didn't want to do this tonight and he was arguing with me about it, but I just so much appreciate Eric, all the work you've done, particularly keeping alive the tradition of Bill Grant. I learned so much about agriculture, and wheat farming and all sorts of other things and by the way, we have invested so much over the years in Walla Walla, it's just embarrassing because he was a great leader. His family were Irish immigrants in the 1850's escaping, I assume, the potato famine and he had a heart of gold and you've carried on his traditions. That means a lot to me personally because he was my best friend here. Eileen Cody, you're not my best friend. I'm sorry, I've been waiting 10 years to say that. I feel more close to you than ever before, I can't believe it. I actually told her I loved her and she got so embarrassed and red in the face, it was just great. Oh God, she got so flustered, she said, "uh," and then somebody in that room that we met, somebody said "well, Eileen, do you like Frank, or do you love Frank?" and she says "I don't even tell my husband that!" I've never seen her so flustered, it was funny. And Pat, I dearly love you. You've done more than anybody in the state of Washington for the school kids in our state, seriously, all this talk about politics and funding and all this stuff, you're the leader for us from 10 years ago or so. Incredible amount of hours and heart and soul to try to help educate our young people. And then, I could mention every one of you but the last one I want to mention on this side is Mrs. Speaker, Cathy Maynard. I don't know if you know this but I've never read the rules, I'm an organizer, not a reader. And so I knew from the very first time I met you that I could trust her and I didn't have to worry about you speaking up because you are tenacious and I just dearly love you and you've done so much for this house and I really appreciate it. So, if you wouldn't mind, everybody up, let's hear it for the Democratic side of the aisle.

And lastly, my family. I'm so, when you started reading that thing about, whatever that resolution was, you mentioned my mom, I immediately break up. I can't (gets emotional). She was a school cafeteria worker in East Bremerton. Couldn't get a high school diploma in the Depression, she waited until age 69 and she finally got her high school diploma at age 69 from Green River Community College. Let's hear it for my mom! And this next one is for the Republican side of the aisle - My dad was a 55-year member of IBW. He was a shipyard worker who loved FDR and hated toll roads. Sorry Jake, I know we passed that bill but, my dad was yelling at me from his grave. Lastly, I just want to mention my wife Nancy and my daughter Ellie. If you ever want to meet strong women, meet the two of them, and also, don't try to argue with them, it's just impossible to

win. I knew that when I first met Nancy, yeah, it was at a public hearing of all things, and I'm like "God" and I was struck for the first time because she just reamed out the Mayor's Office but who wouldn't want to do that in Seattle, by the way. And so, family is so important to all of us and that's a great thing for this institution. We serve a big family and so if you wouldn't mind honoring my family, let's hear it for Nancy and Ellie. Thank you all."

SPEAKER'S PRIVILEGE

Speaker Pro-Tempore Lovick: "Mr. Speaker, I would just take a moment of Speaker's Privilege to simply say thank you, Mr. Speaker."

SECOND SUPPLEMENTAL INTRODUCTION & FIRST READING

SB 6025 by Senators Honeyford, Takko, Padden, Hobbs, Schoesler, Becker, Fortunato, Wilson, L., King, Zeiger, Short, Ericksen, Wagoner, Brown, Holy, Warnick, Braun, Sheldon and Conway

AN ACT Relating to bump-fire stock buy-back program records; amending RCW 42.56.230 and 42.56.230; providing an effective date; providing an expiration date; and declaring an emergency.

Referred to Committee on State Government, Tribal Relations & Elections.

SCR 8406 by Senator Liias

Authorizing consideration of Senate Bill No. 6025.

There being no objection, SENATE BILL NO 6025 and SENATE CONCURRENT RESOLUTION 8406 were read the first time and under suspension of the rules were placed on the second reading calendar.

There being no objection, House Rule 13 (C) was suspended allowing the House to work past 10:00 p.m.

The Speaker (Representative Lovick presiding) called upon Representative Orwall to preside.

SENATE CONCURRENT RESOLUTION NO. 8406, by Senator Liias

Authorizing consideration of Senate Bill No. 6025.

The concurrent resolution was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the concurrent resolution was placed on final passage.

Representatives Jenkin and Shea spoke in favor of the passage of the concurrent resolution.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Senate Concurrent Resolution No. 8406.

ROLL CALL

The Clerk called the roll on the final passage of Senate Concurrent Resolution No. 8406, and the concurrent resolution passed the House by the following vote: Yeas, 94; Nays, 4; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Ramos, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

Voting nay: Representatives Bergquist, Hudgins, Pollet and Reeves.

SENATE CONCURRENT RESOLUTION NO. 8406, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6025, by Senators Honeyford, Takko, Padden, Hobbs, Schoesler, Becker, Fortunato, Wilson, L., King, Zeiger, Short, Ericksen, Wagoner, Brown, Holy, Warnick, Braun, Sheldon and Conway

Concerning bump-fire stock buy-back program records.

The bill was read the second time.

Representative Walsh moved the adoption of amendment (961):

On page 5, after line 33, insert the following:

"NEW SECTION. Sec. 3. The exemptions in this act apply to any public records requests made prior to the effective date of this act for which the disclosure of records has not already occurred."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Correct the title.

Representatives Walsh and Jinkins spoke in favor of the adoption of the amendment.

Amendment (961) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Shea, Jinkins and Young spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Senate Bill No. 6025, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6025, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Boehnke, Caldier, Callan, Chambers, Chandler, Chapman, Chopp, Cody, Corry, Davis, DeBolt, Dent, Doglio, Dolan, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gildon, Goehner, Goodman, Graham, Gregerson, Griffey, Hansen, Harris, Hoff, Hudgins, Irwin, Jenkin, Jinkins, Kilduff, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, Mead, Morgan, Morris, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Rude, Ryu, Santos, Schmick, Sells, Senn, Shea, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Tarleton, Thai, Tharinger, Valdez, Van Werven, Vick, Volz, Walen, Walsh, Wilcox, Wylie, Ybarra and Young.

Voting nay: Representative Orwall.

SENATE BILL NO. 6025, as amended by the House, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote YEA on Senate Bill No. 6025.

Representative Orwall, 33rd District

ENGROSSED SUBSTITUTE SENATE BILL NO. 5313, by Senate Committee on Early Learning & K-12 Education (originally sponsored by Wellman)

Concerning school levies. Revised for 1st Substitute: Concerning school levies. (REVISED FOR ENGROSSED: Concerning school levies and local effort assistance.)

The bill was read the second time.

With the consent of the house, amendments (928), (929), (930), (931), (932), (933), (934), (935), (936), (937), (938), (939), (940), (941), (942), (943), (944), (945), (946), (947), (948), (949), (950), (951), (952), (953), (954), (955), (956), (957), (958) and (959) were withdrawn.

Representative Sullivan moved the adoption of the striking amendment (960):

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 28A.500.015 and 2018 c 266 s 303 are each amended to read as follows:

(1) Beginning in calendar year ~~((2019))~~ 2020 and each calendar year thereafter, the state must provide state local effort assistance funding to supplement school district enrichment levies as provided in this section.

(2)(a) For an eligible school district~~((;))~~ with an actual enrichment levy rate that is less than one dollar and fifty cents per thousand dollars of assessed value in the school district, the annual local effort assistance funding is equal to the school district's maximum local effort assistance multiplied by a fraction equal to the school district's actual enrichment levy rate divided by one dollar and fifty cents per thousand dollars of assessed value in the school district((s maximum allowable)).

(b) For an eligible school district with an actual enrichment levy rate that is equal to or greater than one dollar and fifty cents per thousand dollars of assessed value in the school district, the annual local effort assistance funding is equal to the school district's maximum local effort assistance.

(c) Beginning in calendar year 2022, for state-tribal education compact schools established under chapter 28A.715 RCW, the annual local effort assistance funding is equal to the actual enrichment levy per student as calculated by the superintendent of public instruction for the previous year for the school district in which the state-tribal education compact school is located, up to a maximum per student amount of one thousand five hundred fifty dollars as increased by inflation from the 2019 calendar year, multiplied by the student enrollment of the state-tribal education compact school in the prior school year.

(d) For a school district that meets the criteria in this subsection and is located west of the Cascades in a county that borders another state, the annual local effort assistance funding is equal to the local effort assistance funding authorized under (b) of this subsection and additional local effort assistance funding equal to the following amounts:

(i) Two hundred forty-six dollars per pupil in the 2019-20 school year for a school district with more than twenty-five thousand annual full-time equivalent students; and

(ii) Two hundred eighty-six dollars per pupil in the 2019-20 school year for a school district with more than twenty thousand annual full-time equivalent enrolled students but fewer than twenty-five thousand annual full-time equivalent enrolled students.

(3) The state local effort assistance funding provided under this section is not part of the state's program of basic education deemed by the legislature to comply with the requirements of Article IX, section 1 of the state Constitution.

(4) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Eligible school district" means a school district ~~((whose maximum allowable enrichment))~~ where the amount generated by a levy of one dollar and fifty cents per thousand dollars of assessed value in the school district, divided by the school district's total student enrollment in the prior school year, is less than the state local effort assistance threshold.

(b) For the purpose of this section, "inflation" means, for any school year, the rate of the yearly increase of the previous calendar year's annual average consumer price index for all urban consumers, Seattle area, using the official current base compiled by the bureau of labor statistics, United States department of labor.

~~(c) ("Maximum allowable enrichment levy" means the maximum levy permitted by RCW 84.52.0531.~~

~~(d))~~ "Maximum local effort assistance" means the difference between the following:

(i) The school district's actual prior school year enrollment multiplied by the state local effort assistance threshold; and

(ii) The amount generated by a levy of one dollar and fifty cents per thousand dollars of assessed value in the school district~~((s maximum allowable enrichment levy)).~~

~~((e))~~ (d) "Prior school year" means the most recent school year completed prior to the year in which the state local effort assistance funding is to be distributed.

~~((f))~~ (e) "State local effort assistance threshold" means one thousand five hundred fifty dollars per student, increased for inflation beginning in calendar year 2020.

~~((g))~~ (f) "Student enrollment" means the average annual full-time equivalent student enrollment.

(5) For districts in a high/nonhigh relationship, the enrollments of the nonhigh students attending the high school shall only be counted by the nonhigh school districts for purposes of funding under this section.

(6) For school districts participating in an innovation academy cooperative established under RCW 28A.340.080, enrollments of students attending the academy shall be adjusted so that each participant district receives its proportional share of student enrollments for purposes of funding under this section.

Sec. 2. RCW 84.52.0531 and 2018 c 266 s 307 are each amended to read as follows:

(1) Beginning with taxes levied for collection in ~~((2019))~~ 2020, the maximum dollar amount which may be levied by or for any school district for enrichment levies under RCW 84.52.053 is equal to the lesser of ~~((one))~~ two dollars and fifty cents per thousand dollars of the assessed value of property in the school district or the maximum per-pupil limit. This maximum dollar amount shall be reduced accordingly as provided under RCW 43.09.2856(2).

(2) The definitions in this subsection apply to this section unless the context clearly requires otherwise.

(a) For the purpose of this section, "inflation" means, for any school year, the rate of the yearly increase of the previous calendar year's annual average consumer price index for all urban consumers, Seattle area, using the official current base compiled by the bureau of labor statistics, United States department of labor.

(b) "Maximum per-pupil limit" means:

(i) Two thousand five hundred dollars, as increased by inflation beginning with property taxes levied for collection in 2020, multiplied by the number of average annual full-time equivalent students enrolled in the school district in the prior school year, for school districts with fewer than forty thousand annual full-time equivalent students enrolled in the school district in the prior school year; or

(ii) Three thousand dollars, as increased by inflation beginning with property taxes levied for collection in 2020, multiplied by the number of average annual full-time equivalent students enrolled in the school district in the prior school year, for school districts with forty thousand or more annual full-time equivalent students enrolled in the school district in the prior school year. ((Beginning with property taxes levied for collection in 2020, the maximum per-pupil limit shall be increased by inflation.))

(c) "Prior school year" means the most recent school year completed prior to the year in which the levies are to be collected.

(3) For districts in a high/nonhigh relationship, the enrollments of the nonhigh students attending the high school shall only be counted by the nonhigh school districts for purposes of funding under this section.

(4) For school districts participating in an innovation academy cooperative established under RCW 28A.340.080, enrollments of students attending the academy shall be adjusted so that each participant district receives its proportional share of student enrollments for purposes of funding under this section.

(5) Beginning with propositions for enrichment levies for collection in calendar year 2020 and thereafter, a district must receive approval of an enrichment levy expenditure plan under RCW 28A.505.240 before submission of the proposition to the voters.

(6) The superintendent of public instruction shall develop rules and regulations and inform school districts of the pertinent data necessary to carry out the provisions of this section.

(7) Beginning with taxes levied for collection in 2018, enrichment levy revenues must be deposited in a separate subfund of the school district's general fund pursuant to RCW 28A.320.330, and for the 2018-19 school year are subject to the restrictions of RCW 28A.150.276 and the audit requirements of RCW 43.09.2856.

(8) Funds collected from levies for transportation vehicles, construction, modernization, or remodeling of

school facilities as established in RCW 84.52.053 are not subject to the levy limitations in subsections (1) through (5) of this section.

Sec. 3. RCW 28A.320.330 and 2018 c 266 s 302 are each amended to read as follows:

School districts shall establish the following funds in addition to those provided elsewhere by law:

(1)(a) A general fund for the school district to account for all financial operations of the school district except those required to be accounted for in another fund.

(b) By the 2018-19 school year, a local revenue subfund of its general fund to account for the financial operations of a school district that are paid from local revenues. The local revenues that must be deposited in the local revenue subfund are enrichment levies and transportation vehicle levies collected under RCW 84.52.053, local effort assistance funding received under chapter 28A.500 RCW, and other school district local revenues including, but not limited to, grants, donations, and state and federal payments in lieu of taxes, but do not include other federal revenues, or local revenues that operate as an offset to the district's basic education allocation under RCW 28A.150.250. School districts must track expenditures from this subfund separately to account for the expenditure of each of these streams of revenue by source, and must provide ~~((any))~~ the supplemental expenditure schedule((s)) under (c) of this subsection, and any other supplemental expenditure schedules required by the superintendent of public instruction or state auditor, for purposes of RCW 43.09.2856.

(c) Beginning in the 2019-20 school year, the superintendent of public instruction must require school districts to provide a supplemental expenditure schedule by revenue source that identifies the amount expended by object for each of the following supplementary enrichment activities beyond the state funded amount:

(i) Minimum instructional offerings under RCW 28A.150.220 or 28A.150.260 not otherwise included on other lines;

(ii) Staffing ratios or program components under RCW 28A.150.260, including providing additional staff for class size reduction beyond class sizes allocated in the prototypical school model and additional staff beyond the staffing ratios allocated in the prototypical school formula;

(iii) Program components under RCW 28A.150.200, 28A.150.220, or 28A.150.260, not otherwise included on other lines;

(iv) Program components to support students in the program of special education;

(v) Program components of professional learning, as defined by RCW 28A.415.430, beyond that allocated under RCW 28A.150.415;

(vi) Extracurricular activities;

(vii) Extended school days or an extended school year;

(viii) Additional course offerings beyond the minimum instructional program established in the state's statutory program of basic education;

(ix) Activities associated with early learning programs;

(x) Activities associated with providing the student transportation program;

(xi) Any additional salary costs attributable to the provision or administration of the enrichment activities allowed under RCW 28A.150.276;

(xii) Additional activities or enhancements that the office of the superintendent of public instruction determines to be a documented and demonstrated enrichment of the state's statutory program of basic education under RCW 28A.150.276; and

(xiii) All other costs not otherwise identified in other line items.

(d) For any salary and related benefit costs identified in (c)(xi), (xii), and (xiii) of this subsection, the school district shall maintain a record describing how these expenditures are documented and demonstrated enrichment of the state's statutory program of basic education. School districts shall maintain these records until the state auditor has completed the audit under RCW 43.09.2856.

(2) A capital projects fund shall be established for major capital purposes. All statutory references to a "building fund" shall mean the capital projects fund so established. Money to be deposited into the capital projects fund shall include, but not be limited to, bond proceeds, proceeds from excess levies authorized by RCW 84.52.053, state apportionment proceeds as authorized by RCW 28A.150.270, earnings from capital projects fund investments as authorized by RCW 28A.320.310 and 28A.320.320, and state forest revenues transferred pursuant to subsection (3) of this section.

Money derived from the sale of bonds, including interest earnings thereof, may only be used for those purposes described in RCW 28A.530.010, except that accrued interest paid for bonds shall be deposited in the debt service fund.

Money to be deposited into the capital projects fund shall include but not be limited to rental and lease proceeds as authorized by RCW 28A.335.060, and proceeds from the sale of real property as authorized by RCW 28A.335.130.

Money legally deposited into the capital projects fund from other sources may be used for the purposes described in RCW 28A.530.010, and for the purposes of:

(a) Major renovation and replacement of facilities and systems where periodical repairs are no longer economical or extend the useful life of the facility or system beyond its original planned useful life. Such renovation and replacement shall include, but shall not be limited to, major repairs, exterior painting of facilities, replacement and refurbishment of roofing, exterior walls, windows, heating and ventilating systems, floor covering in classrooms and

public or common areas, and electrical and plumbing systems.

(b) Renovation and rehabilitation of playfields, athletic fields, and other district real property.

(c) The conduct of preliminary energy audits and energy audits of school district buildings. For the purpose of this section:

(i) "Preliminary energy audits" means a determination of the energy consumption characteristics of a building, including the size, type, rate of energy consumption, and major energy using systems of the building.

(ii) "Energy audit" means a survey of a building or complex which identifies the type, size, energy use level, and major energy using systems; which determines appropriate energy conservation maintenance or operating procedures and assesses any need for the acquisition and installation of energy conservation measures, including solar energy and renewable resource measures.

(iii) "Energy capital improvement" means the installation, or modification of the installation, of energy conservation measures in a building which measures are primarily intended to reduce energy consumption or allow the use of an alternative energy source.

(d) Those energy capital improvements which are identified as being cost-effective in the audits authorized by this section.

(e) Purchase or installation of additional major items of equipment and furniture: PROVIDED, That vehicles shall not be purchased with capital projects fund money.

(f)(i) Costs associated with implementing technology systems, facilities, and projects, including acquiring hardware, licensing software, and online applications and training related to the installation of the foregoing. However, the software or applications must be an integral part of the district's technology systems, facilities, or projects.

(ii) Costs associated with the application and modernization of technology systems for operations and instruction including, but not limited to, the ongoing fees for online applications, subscriptions, or software licenses, including upgrades and incidental services, and ongoing training related to the installation and integration of these products and services. However, to the extent the funds are used for the purpose under this subsection (2)(f)(ii), the school district shall transfer to the district's general fund the portion of the capital projects fund used for this purpose. The office of the superintendent of public instruction shall develop accounting guidelines for these transfers in accordance with internal revenue service regulations.

(g) Major equipment repair, painting of facilities, and other major preventative maintenance purposes. However, to the extent the funds are used for the purpose under this subsection (2)(g), the school district shall transfer to the district's general fund the portion of the capital projects fund used for this purpose. The office of the superintendent

of public instruction shall develop accounting guidelines for these transfers in accordance with internal revenue service regulations. Based on the district's most recent two-year history of general fund maintenance expenditures, funds used for this purpose may not replace routine annual preventive maintenance expenditures made from the district's general fund.

(3) A debt service fund to provide for tax proceeds, other revenues, and disbursements as authorized in chapter 39.44 RCW. State forestland revenues that are deposited in a school district's debt service fund pursuant to RCW 79.64.110 and to the extent not necessary for payment of debt service on school district bonds may be transferred by the school district into the district's capital projects fund.

(4) An associated student body fund as authorized by RCW 28A.325.030.

(5) Advance refunding bond funds and refunded bond funds to provide for the proceeds and disbursements as authorized in chapter 39.53 RCW.

Sec. 4. RCW 43.09.2856 and 2018 c 266 s 406 are each amended to read as follows:

(1) Beginning with the 2019-20 school year, to ensure that school district local revenues are used solely for purposes of enriching the state's statutory program of basic education, the state auditor's regular financial audits of school districts must include a review of the expenditure of school district local revenues for compliance with RCW 28A.150.276, including the spending plan approved by the superintendent of public instruction under RCW 28A.505.240 and its implementation, and any supplemental contracts entered into under RCW 28A.400.200. The audit must also include a review of the expenditure schedule and supporting documentation required by RCW 28A.320.330(1)(c).

(2) If an audit under subsection (1) of this section results in findings that a school district has failed to comply with these requirements, then within ninety days of completing the audit the auditor must report the findings to the superintendent of public instruction, the office of financial management, and the education and operating budget committees of the legislature. If the superintendent of public instruction receives a report of findings from the state auditor that an expenditure of a school district is out of compliance with the requirements of RCW 28A.150.276, and the finding is not resolved in the subsequent audit, the maximum taxes levied for collection by the school district under RCW 84.52.0531 in the following calendar year shall be reduced by the expenditure amount identified by the state auditor.

(3) The use of the state allocation provided for professional learning under RCW 28A.150.415 must be audited as part of the regular financial audits of school districts by the state auditor's office to ensure compliance with the limitations and conditions of RCW 28A.150.415."

Correct the title.

Representative Sullivan spoke in favor of the adoption of the amendment.

Representative Stokesbary spoke against the adoption of the amendment.

Amendment (960) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representative Sullivan spoke in favor of the passage of the bill.

Representative Stokesbary spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5313, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5313, as amended by the House, and the bill passed the House by the following vote: Yeas, 53; Nays, 45; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Chandler, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kirby, Kloba, Lekanoff, Lovick, Macri, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Stanford, Stonier, Sullivan, Tarleton, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Boehnke, Calder, Callan, Chambers, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, Leavitt, MacEwen, Maycumber, McCaslin, Mead, Mosbrucker, Orcutt, Rude, Schmick, Shea, Smith, Springer, Steele, Stokesbary, Sutherland, Thai, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5313, as amended by the House, having received the necessary constitutional majority, was declared passed.

With the consent of the House, the bills previously acted upon were immediately transmitted to the Senate.

There being no objection, the House reverted to the third order of business.

MESSAGES FROM THE SENATE

MR. SPEAKER:

The Senate has passed:

SUBSTITUTE HOUSE BILL NO. 2167,

and the same is herewith transmitted.

Brad Hendrickson, Secretary

There being no objection, the House advanced to the seventh order of business.

THIRD READING

CONFERENCE COMMITTEE REPORT

April 28, 2019

House Bill No. 1109

Includes "New Item": YES

Mr. Speaker:

We of your Conference Committee, to whom was referred HOUSE BILL NO. 1109, making 2019-2021 biennium operating appropriations and 2017-2019 biennium second supplemental operating appropriations, have had the same under consideration and we recommend that:

All previous amendments not be adopted and that the attached striking amendment (S-4569.2) be adopted

and that the bill do pass as recommended by the Conference Committee:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) A budget is hereby adopted and, subject to the provisions set forth in the following sections, the several amounts specified in parts I through IX of this act, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be incurred for salaries, wages, and other expenses of the agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 2019, and ending June 30, 2021, except as otherwise provided, out of the several funds of the state hereinafter named.

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

(a) "Fiscal year 2020" or "FY 2020" means the fiscal year ending June 30, 2020.

(b) "Fiscal year 2021" or "FY 2021" means the fiscal year ending June 30, 2021.

(c) "FTE" means full time equivalent.

(d) "Lapse" or "revert" means the amount shall return to an unappropriated status.

(e) "Provided solely" means the specified amount may be spent only for the specified purpose. Unless otherwise specifically authorized in this act, any portion of an amount provided solely for a specified purpose which is not expended subject to the specified conditions and limitations to fulfill the specified purpose shall lapse.

PART I

GENERAL GOVERNMENT

NEW SECTION. Sec. 101. FOR THE HOUSE OF REPRESENTATIVES

General Fund—State Appropriation (FY 2020)	\$40,202,000
General Fund—State Appropriation (FY 2021)	\$43,039,000
Pension Funding Stabilization Account—State	
Appropriation	\$4,266,000
TOTAL	APPROPRIATION
.....	\$87,507,000

The appropriations in this section are subject to the following conditions and limitations: \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Substitute House Bill No. 2018 (harassment/legislature). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 102. FOR THE SENATE

General Fund—State Appropriation (FY 2020)	\$28,693,000
General Fund—State Appropriation (FY 2021)	\$32,675,000
Pension Funding Stabilization Account—State	
Appropriation	\$2,932,000
TOTAL	APPROPRIATION
.....	\$64,300,000

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

(1) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Substitute House Bill No. 2018 (harassment/legislature). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(2) \$175,000 of the general fund—state appropriation for fiscal year 2020 and \$175,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a human resource officer consistent with the implementation of the senate's appropriate workplace conduct policy.

NEW SECTION. Sec. 103. FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE

Performance Audits of Government Account—State	
Appropriation	\$9,867,000
TOTAL APPROPRIATION	\$9,867,000

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

(1) Notwithstanding the provisions of this section, the joint legislative audit and review committee may adjust

the due dates for projects included on the committee's 2019-2021 work plan as necessary to efficiently manage workload.

(2) \$19,000 of the performance audits of government account—state appropriation is provided solely for implementation of Engrossed Third Substitute House Bill No. 1324 (rural development, zones). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(3) \$266,000 of the performance audit of governments account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1216 (school safety & well-being). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(4) \$17,000 of the performance audits of government account—state appropriation is provided solely for the implementation of Substitute Senate Bill No. 5025 (self-help housing development and taxes). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(5)(a) \$342,000 of the performance audits of government account—state appropriation is provided solely for the joint legislative audit and review committee to conduct a performance audit of the department of health's ambulatory surgical facility regulatory program. The study must explore:

(i) A comparison of state survey requirements and process and the centers for medicare and medicaid services survey requirements and process;

(ii) The licensing fees required of ambulatory surgical facilities as they relate to actual department of health costs for regulating the facilities;

(iii) Payments received by the department of health from the centers for medicare and medicaid services for surveys conducted on behalf of the centers for medicare and medicaid services; and

(iv) Staffing for the survey program, including any need for an increase or reduction of staff.

(b) The audit must be completed and provided to the legislature by January 1, 2021.

NEW SECTION. Sec. 104. FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

Performance Audits of Government Account—State	
Appropriation	\$4,573,000
TOTAL APPROPRIATION	\$4,573,000

NEW SECTION. Sec. 105. FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE

General Fund—State Appropriation (FY 2020)	\$12,081,000
General Fund—State Appropriation (FY 2021)	\$12,233,000
Pension Funding Stabilization Account—State	

Appropriation	\$822,000
TOTAL APPROPRIATION	
.....	\$25,136,000

NEW SECTION. Sec. 106. FOR THE OFFICE OF THE STATE ACTUARY

General Fund—State Appropriation (FY 2020).....	\$333,000
General Fund—State Appropriation (FY 2021).....	\$347,000
State Health Care Authority Administrative Account—	
State Appropriation	\$471,000
Pension Funding Stabilization Account—State	
Appropriation	\$28,000
Department of Retirement Systems Expense	
Account—State Appropriation.....	\$5,700,000
TOTAL APPROPRIATION	\$6,879,000

NEW SECTION. Sec. 107. FOR THE STATUTE LAW COMMITTEE

General Fund—State Appropriation (FY 2020).....	\$5,002,000
General Fund—State Appropriation (FY 2021).....	\$5,503,000
Pension Funding Stabilization Account—State	
Appropriation	\$566,000
TOTAL APPROPRIATION	\$11,071,000

NEW SECTION. Sec. 108. FOR THE OFFICE OF LEGISLATIVE SUPPORT SERVICES

General Fund—State Appropriation (FY 2020).....	\$4,212,000
General Fund—State Appropriation (FY 2021).....	\$4,681,000
Pension Funding Stabilization Account—State	
Appropriation	\$436,000
TOTAL APPROPRIATION	\$9,329,000

NEW SECTION. Sec. 109. FOR THE REDISTRICTING COMMISSION

General Fund—State Appropriation (FY 2021) ..	\$1,000,000
TOTAL APPROPRIATION	\$1,000,000

The appropriation in this section is subject to the following conditions and limitations: Prior to the appointment of the redistricting commission, the secretary of the senate and chief clerk of the house of representatives may jointly authorize the expenditure of these funds to facilitate preparations for the 2022 redistricting effort. Following the appointment of the commission, the house of representatives and senate shall enter into an interagency agreement with the commission authorizing the continued expenditure of these funds for legislative redistricting support.

NEW SECTION. Sec. 110. LEGISLATIVE AGENCIES

In order to achieve operating efficiencies within the financial resources available to the legislative branch, the executive rules committee of the house of representatives and the facilities and operations committee of the senate by joint action may transfer funds among the house of representatives, senate, joint legislative audit and review committee, legislative evaluation and accountability program committee, joint transportation committee, office of the state actuary, joint legislative systems committee, statute law committee, and office of legislative support services.

NEW SECTION. Sec. 111. FOR THE SUPREME COURT

General Fund—State Appropriation (FY 2020) ..	\$8,989,000
General Fund—State Appropriation (FY 2021) ..	\$9,397,000
Pension Funding Stabilization Account—State	
Appropriation	\$674,000
TOTAL APPROPRIATION	\$19,060,000

The appropriations in this section are subject to the following conditions and limitations: \$163,000 of the general fund—state appropriation for fiscal year 2020 and \$167,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for salary increases for staff attorneys and law clerks based on a 2014 salary survey.

NEW SECTION. Sec. 112. FOR THE LAW LIBRARY

General Fund—State Appropriation (FY 2020) ..	\$1,707,000
General Fund—State Appropriation (FY 2021) ..	\$1,728,000
Pension Funding Stabilization Account—State	
Appropriation	\$128,000
TOTAL APPROPRIATION	\$3,563,000

NEW SECTION. Sec. 113. FOR THE COMMISSION ON JUDICIAL CONDUCT

General Fund—State Appropriation (FY 2020) ..	\$1,217,000
General Fund—State Appropriation (FY 2021) ..	\$1,280,000
Pension Funding Stabilization Account—State	
Appropriation	\$130,000
TOTAL APPROPRIATION	\$2,627,000

NEW SECTION. Sec. 114. FOR THE COURT OF APPEALS

General Fund—State Appropriation (FY 2020)	\$20,390,000
General Fund—State Appropriation (FY 2021)	\$21,313,000
Pension Funding Stabilization Account—State	
Appropriation	\$1,492,000
TOTAL APPROPRIATION	\$43,195,000

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

(1) \$229,000 of the general fund—state appropriation for fiscal year 2020 and \$311,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for salary step increases for eligible employees.

(2) \$606,000 of the general fund—state appropriation for fiscal year 2020 and \$606,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for salary increases for court of appeals law clerks based on a 2014 salary survey.

NEW SECTION. Sec. 115. FOR THE ADMINISTRATOR FOR THE COURTS

General Fund—State Appropriation (FY 2020)	\$64,569,000
General Fund—State Appropriation (FY 2021)	\$66,736,000
General Fund—Federal Appropriation	\$2,203,000
General Fund—Private/Local Appropriation.....	\$681,000
Judicial Stabilization Trust Account—State	
Appropriation	\$6,692,000
Pension Funding Stabilization Account—State	
Appropriation	\$4,572,000
Judicial Information Systems Account—State	
Appropriation	\$63,220,000
TOTAL	APPROPRIATION
.....	\$208,673,000

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

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

(2) \$1,399,000 of the general fund—state appropriation for fiscal year 2020 and \$1,399,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for school districts for petitions to juvenile court for truant students as provided in RCW 28A.225.030 and 28A.225.035. The administrator for the courts shall develop an interagency agreement with the superintendent of public instruction to allocate the funding provided in this subsection. Allocation of this money to school districts shall be based on the number of petitions filed. This funding includes amounts school districts may expend on the cost of serving petitions filed under RCW 28A.225.030 by certified mail or by personal service or for the performance of service of process for any hearing associated with RCW 28A.225.030.

(3)(a) \$7,000,000 of the general fund—state appropriation for fiscal year 2020 and \$7,000,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for distribution to county juvenile court administrators to fund the costs of processing truancy, children in need of services, and at-risk youth petitions. The administrator for the courts, in conjunction with the juvenile court administrators, shall develop an equitable funding distribution formula. The formula must neither reward counties with higher than average per-petition processing costs nor shall it penalize counties with lower than average per-petition processing costs.

(b) Each fiscal year during the 2019-21 fiscal biennium, each county shall report the number of petitions processed and the total actual costs of processing truancy, children in need of services, and at-risk youth petitions. Counties shall submit the reports to the administrator for the courts no later than forty-five days after the end of the fiscal year. The administrator for the courts shall electronically transmit this information to the chairs and ranking minority members of the house of representatives and senate fiscal committees no later than sixty days after a fiscal year ends. These reports are deemed informational in nature and are not for the purpose of distributing funds.

(4) \$96,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1517 (domestic violence). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse

(5) \$66,000 of the general fund—state appropriation for fiscal year 2020 and \$66,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for DNA testing for alleged fathers in dependency and termination of parental rights cases.

(6) \$237,000 of the general fund—state appropriation for fiscal year 2020 and \$1,923,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the expansion of the state interpreter reimbursement program.

(7) \$300,000 of the general fund—state appropriation for fiscal year 2020 and \$360,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of public guardianship for guardianship fees, initial assessments, average annual legal fees, and for less restrictive options to support decision-making.

(8) \$1,094,000 of the general fund—state appropriation for fiscal year 2020 and \$1,094,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the statewide fiscal impact on Thurston county courts.

(9) \$25,808,000 of the judicial information systems account—state appropriation is provided solely for judicial branch information technology projects. Expenditures from the judicial information systems account shall not exceed available resources. Judicial branch information technology project prioritization shall be determined by the judicial information system committee.

(10) \$1,027,000 of the general fund—state appropriation for fiscal year 2020 and \$377,000 of the

general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute Senate Bill No. 5604 (uniform guardianship, etc.). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 116. FOR THE OFFICE OF PUBLIC DEFENSE

General Fund—State Appropriation (FY 2020)	\$46,538,000
General Fund—State Appropriation (FY 2021)	\$46,394,000
Judicial Stabilization Trust Account—State	
Appropriation	\$3,805,000
Pension Funding Stabilization Account—State	
Appropriation	\$278,000
TOTAL	APPROPRIATION
.....	\$97,015,000

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

(1) The amounts provided include funding for expert and investigative services in death penalty personal restraint petitions.

(2) \$900,000 of the general fund—state appropriation for fiscal year 2020 and \$900,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the purpose of improving the quality of trial court public defense services. The department must allocate these amounts so that \$450,000 per fiscal year is distributed to counties, and \$450,000 per fiscal year is distributed to cities, for grants under chapter 10.101 RCW.

(3) The office of public defense shall enter into an interagency agreement with the department of children, youth, and families to facilitate the use of federal title IV-E reimbursement for parent representation services.

(4) \$288,000 of the general fund—state appropriation for fiscal year 2020 and \$244,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the parents for parents program. Funds must be used to expand services in new sites and maintain and improve service models for the current programs.

(5)(a) \$305,000 of the general fund—state appropriation for fiscal year 2020 and \$305,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office to contract with a nonprofit organization for:

(i) Continuing legal education and case-specific resources for public defense attorneys; and

(ii) The incarcerated parents project to support incarcerated parents and their families, and public defenders representing incarcerated parents in the child welfare, juvenile, and criminal systems.

(b) The nonprofit organization must have experience providing statewide training and services to state-funded public defense attorneys for indigent clients.

(6) \$4,532,000 of the general fund—state appropriation for fiscal year 2020 and \$4,532,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for salary increases for state-contracted public defense attorneys representing indigent persons on appeal and indigent parents involved in dependency and termination cases.

(7) \$1,389,000 of the general fund—state appropriation for fiscal year 2020 and \$1,388,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for additional attorneys, social workers, and staff support, for the parents' representation program.

NEW SECTION. Sec. 117. FOR THE OFFICE OF CIVIL LEGAL AID

General Fund—State Appropriation (FY 2020)	\$20,348,000
General Fund—State Appropriation (FY 2021)	\$22,142,000
Judicial Stabilization Trust Account—State	
Appropriation	\$1,464,000
Pension Funding Stabilization Account—State	
Appropriation	\$44,000
TOTAL	APPROPRIATION
.....	\$43,998,000

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

(1) An amount not to exceed \$40,000 of the general fund—state appropriation for fiscal year 2020 and an amount not to exceed \$40,000 of the general fund—state appropriation for fiscal year 2021 may be used to provide telephonic legal advice and assistance to otherwise eligible persons who are sixty years of age or older on matters authorized by RCW 2.53.030(2) (a) through (k) regardless of household income or asset level.

(2) \$759,000 of the general fund—state appropriation for fiscal year 2020 and \$2,275,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office to continue implementation of the civil justice reinvestment plan.

(3) \$400,000 of the general fund—state appropriation for fiscal year 2020 and \$105,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the children's representation study authorized in chapter 20, Laws of 2017 3rd sp. sess. The report of initial findings to the legislature must be submitted by December 31, 2020.

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

(5) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a contract with the international families justice coalition to expand private capacity to provide legal

services for indigent foreign nationals in contested domestic relations and family law cases. Amounts provided in this section may not be expended for direct private legal representation of clients in domestic relations and family law cases.

(6) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Senate Bill No. 5651 (kinship care legal aid). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(7) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for closing compensation differentials between volunteer legal aid programs and the northwest justice project.

(8) \$1,205,000 of the general fund—state appropriation for fiscal year 2020 and \$1,881,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a vendor rate increase resulting from a collective bargaining agreement between the northwest justice project and its staff union.

(9) \$300,000 of the general fund—state appropriation for fiscal year 2020 and \$300,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a research-based controlled comparative study of the differences in outcomes for tenants facing eviction who receive legal representation and tenants facing eviction without legal representation in unlawful detainer cases filed under the residential landlord tenant act. Funding must be used to underwrite both the research and the costs of legal representation provided to tenants associated with the study. Researchers will identify four counties to study. A preliminary report must be submitted to the appropriate committees of the legislature by January 31, 2021, and a final report on the study, which includes findings on demographics and outcomes, must be submitted to the appropriate committees of the legislature by March 31, 2021.

NEW SECTION. Sec. 118. FOR THE OFFICE OF THE GOVERNOR

General Fund—State Appropriation (FY 2020)	\$10,871,000
General Fund—State Appropriation (FY 2021)..	\$8,900,000
Economic Development Strategic Reserve Account—State	
Appropriation	\$2,000,000
Pension Funding Stabilization Account—State	
Appropriation	\$674,000
TOTAL APPROPRIATION	
.....	\$22,445,000

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

(1) \$703,000 of the general fund—state appropriation for fiscal year 2020 and \$703,000 of the

general fund—state appropriation for fiscal year 2021 are provided solely for the office of the education ombuds.

(2) \$61,000 of the general fund—state appropriation for fiscal year 2020 and \$30,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Substitute House Bill No. 1130 (pub. school language access). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(3) \$311,000 of the general fund—state appropriation for fiscal year 2020 and \$301,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5356 (LGBTQ commission). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(4) \$375,000 of the general fund state—appropriation for fiscal year 2020 and \$375,000 of the general fund state—appropriation for fiscal year 2021 are provided solely for the office to contract with a neutral third party to establish a process for local, state, tribal, and federal leaders and stakeholders to address issues associated with the possible breaching or removal of the four lower Snake river dams in order to recover the Chinook salmon populations that serve as a vital food source for southern resident orcas. The contract is exempt from the competitive procurement requirements in chapter 39.26 RCW.

(5) \$110,000 of the general fund—state appropriation in fiscal year 2020 is provided solely for the office of regulatory innovations and assistance to convene agencies and stakeholders to develop a small business bill of rights. Of this amount, a report must be submitted to appropriate legislative policy and fiscal committees by November 1, 2019, to include:

(a) Recommendations of rights and protections for small business owners when interacting with state agencies, boards, commissions, or other entities with regulatory authority over small businesses; and

(b) Recommendations on communication plans that state regulators should consider when communicating these rights and protections to small business owners in advance or at the time of any audit, inspection, interview, site visit, or similar oversight or enforcement activity.

(6) \$2,003,000 of the general fund—state appropriation in fiscal year 2020 is provided solely for executive protection unit costs.

(7) \$15,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the clemency and pardons board to expedite the review of applications where the petitioner indicates an urgent need for the pardon or commutation, including, but not limited to, a pending deportation order or deportation proceeding.

NEW SECTION. Sec. 119. FOR THE LIEUTENANT GOVERNOR

General Fund—State Appropriation (FY 2020)..	\$1,276,000
General Fund—State Appropriation (FY 2021)..	\$1,312,000

General Fund—Private/Local Appropriation..... \$90,000
 Pension Funding Stabilization Account—State
 Appropriation \$54,000
 TOTAL APPROPRIATION \$2,732,000

The appropriations in this section are subject to the following conditions and limitations: \$180,000 of the general fund—state appropriation for fiscal year 2020 and \$179,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the continuation of the complete Washington program and to add new pathways, such as the healthcare industry, to the program.

NEW SECTION. Sec. 120. FOR THE PUBLIC DISCLOSURE COMMISSION

General Fund—State Appropriation (FY 2020).. \$5,229,000
 General Fund—State Appropriation (FY 2021).. \$5,109,000
 Public Disclosure Transparency Account—State
 Appropriation \$574,000
 Pension Funding Stabilization Account—State
 Appropriation \$260,000
 TOTAL APPROPRIATION
 \$11,172,000

The appropriations in this section are subject to the following conditions and limitations: (1) \$45,000 of the public disclosure transparency account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5861 (legislature/code of conduct). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(2) \$85,000 of the general fund—state appropriation for fiscal year 2020 and \$83,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the commission to develop a training course for individuals acting as treasurers or deputy treasurers for candidates pursuant to RCW 42.17A.210. Out of this amount:

- (a) The course must provide, at a minimum, a comprehensive overview of:
 - (i) The responsibilities of treasurers and deputy treasurers;
 - (ii) The reporting requirements necessary for candidate compliance with chapter 42.17A RCW, including triggers and deadlines for reporting;
 - (iii) Candidate campaign contribution limits and restrictions under chapter 42.17A RCW;
 - (iv) The use of the commission's electronic filing system;
 - (v) The consequences for violation of chapter 42.17A RCW; and
 - (vi) Any other subjects or topics the commission deems necessary for encouraging effective compliance with chapter 42.17A RCW.

(b) The commission must make the course available to all interested individuals no later than September 1, 2019. The course must be provided in a format able to be used both in person and remotely via the internet.

NEW SECTION. Sec. 121. FOR THE SECRETARY OF STATE

General Fund—State Appropriation (FY 2020) \$33,449,000
 General Fund—State Appropriation (FY 2021) \$18,313,000
 General Fund—Federal Appropriation..... \$8,097,000
 Public Records Efficiency, Preservation, and Access
 Account—State Appropriation \$9,363,000
 Charitable Organization Education Account—State
 Appropriation \$900,000
 Washington State Heritage Center Account—State
 Appropriation \$11,498,000
 Local Government Archives Account—State
 Appropriation \$11,019,000
 Pension Funding Stabilization Account—State
 Appropriation \$960,000
 Election Account—Federal Appropriation..... \$4,887,000
 TOTAL APPROPRIATION
 \$98,486,000

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

(1) \$3,801,000 of the general fund—state appropriation for fiscal year 2020 is provided solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures. Counties shall be reimbursed only for those odd-year election costs that the secretary of state validates as eligible for reimbursement.

(2)(a) \$2,932,000 of the general fund—state appropriation for fiscal year 2020 and \$3,011,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for contracting with a nonprofit organization to produce gavel-to-gavel television coverage of state government deliberations and other events of statewide significance during the 2019-2021 fiscal biennium. The funding level for each year of the contract shall be based on the amount provided in this subsection. The nonprofit organization shall be required to raise contributions or commitments to make contributions, in cash or in kind, in an amount equal to forty percent of the state contribution. The office of the secretary of state may make full or partial payment once all criteria in this subsection have been satisfactorily documented.

(b) The legislature finds that the commitment of ongoing funding is necessary to ensure continuous, autonomous, and independent coverage of public affairs. For that purpose, the secretary of state shall enter into a contract

with the nonprofit organization to provide public affairs coverage.

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

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

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

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

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

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

(4) \$13,600,000 of the general fund—state appropriation for fiscal year 2020 is provided solely to reimburse counties for the state's share of presidential primary election costs.

(5) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for humanities Washington speaker's bureau community conversations to expand programming in underserved areas of the state.

(6) \$2,295,000 of the general fund—state appropriation for fiscal year 2020 and \$2,526,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Substitute Senate Bill No. 5063 (ballots, prepaid postage). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(7) \$1,227,000 of the local government archives account—state appropriation and \$28,000 of the public records efficiency, preservation, and access account—state appropriation are provided solely to implement Engrossed Substitute House Bill No. 1667 (public records request administration). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(8) \$114,000 public records efficiency, preservation, and access account—state appropriation and \$114,000 local government archives account—state appropriation are provided solely for digital archives functionality and is subject to the conditions, limitations, and review provided in section 719 of this act.

(9) \$198,000 of the general fund—state appropriation for fiscal year 2020, \$198,000 of the general fund—state appropriation for fiscal year 2021, and \$500,000 of the election account—federal appropriation are provided solely for election security improvements.

(10) \$82,000 of the general fund—state appropriation for fiscal year 2020 and \$77,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for election reconciliation reporting. Funding provides for one staff to compile county reconciliation reports, analyze the data, and to complete an annual statewide election reconciliation report for every state primary and general election. The report must be submitted annually on July 31, beginning July 31, 2020, to legislative policy and fiscal committees. The annual report must include reasons for ballot rejection and an analysis of the ways ballots are received, counted, and rejected that can be used by policymakers to better understand election administration.

(11) \$500,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for civic engagement. The secretary of state and county auditors will collaborate to increase voter participation and educate voters about improvements to state election laws that will impact the 2019 and 2020 elections.

NEW SECTION. Sec. 122. FOR THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS

General Fund—State Appropriation (FY 2020).....	\$365,000
General Fund—State Appropriation (FY 2021).....	\$352,000
Pension Funding Stabilization Account—State	
Appropriation	\$28,000
TOTAL APPROPRIATION...	\$745,000

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

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

(2) \$33,000 of the general fund—state appropriation for fiscal year 2020 and \$22,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1713 (Native American women). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 123. FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS

General Fund—State Appropriation (FY 2020).....	\$318,000
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General Fund—State Appropriation (FY 2021).....\$330,000
 Pension Funding Stabilization Account—State
 Appropriation.....\$26,000
 TOTAL APPROPRIATION ..\$674,000

The appropriation in this section is subject to the following conditions and limitations: \$3,000 of the general fund—state appropriation for fiscal year 2020 and \$2,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Substitute Senate Bill No. 5023 (ethnic studies). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 124. FOR THE STATE TREASURER

State Treasurer's Service Account—State Appropriation
\$19,982,000
 TOTAL APPROPRIATION
\$19,982,000

NEW SECTION. Sec. 125. FOR THE STATE AUDITOR

General Fund—State Appropriation (FY 2020).....\$28,000
 General Fund—State Appropriation (FY 2021).....\$32,000
 State Auditing Services Revolving Account—State
 Appropriation.....\$12,650,000
 Performance Audits of Government Account—State
 Appropriation.....\$1,679,000
 TOTAL APPROPRIATION
\$14,389,000

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

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

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

(3) The state auditor must conduct a performance and accountability audit of practices related to awarding, tracking, and reporting contracts with outside entities and contracts between the University of Washington and affiliated entities. Utilizing the information gathered under section 606(1)(z) of this act, similar provisions from prior

biennia, and best practices in contract management and oversight, the auditor must recommend a plan to make contract information, including those for contracted services and consulting, available in a centralized and searchable form. The recommendations of the auditor must be reported to the fiscal committees of the legislature and the office of financial management no later than December 30, 2020.

NEW SECTION. Sec. 126. FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS

General Fund—State Appropriation (FY 2020).....\$226,000
 General Fund—State Appropriation (FY 2021).....\$243,000
 Pension Funding Stabilization Account—State
 Appropriation.....\$30,000
 TOTAL APPROPRIATION...\$499,000

NEW SECTION. Sec. 127. FOR THE ATTORNEY GENERAL

General Fund—State Appropriation (FY 2020)\$14,972,000
 General Fund—State Appropriation (FY 2021)\$14,940,000
 General Fund—Federal Appropriation.....\$15,992,000
 Public Service Revolving Account—State Appropriation
\$4,195,000
 New Motor Vehicle Arbitration Account—State
 Appropriation\$1,693,000
 Medicaid Fraud Penalty Account—State Appropriation
\$5,556,000
 Child Rescue Fund—State Appropriation.....\$500,000
 Legal Services Revolving Account—State Appropriation
\$276,544,000
 Local Government Archives Account—State Appropriation
\$348,000
 Local Government Archives Account—Local\$330,000
 Pension Funding Stabilization Account—State
 Appropriation.....\$1,602,000
 Tobacco Prevention and Control Account—State
 Appropriation\$273,000
 TOTAL APPROPRIATION
\$336,945,000

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 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) \$58,000 of the general fund—state appropriation for fiscal year 2020 and \$58,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1166 (sexual assault kits). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(5) \$63,000 of the legal services revolving account—state appropriation is provided solely for implementation of Substitute House Bill No. 1399 (paid family and medical leave). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(6) \$44,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1224 (rx drug cost transparency). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(7) \$79,000 of the legal services revolving account—state appropriation is provided solely for implementation of House Bill No. 2052 (marijuana product testing). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(8) \$330,000 of the local government archives account—local appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1667 (public records request admin). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(9) \$161,000 of the general fund—state appropriation for fiscal year 2020 and \$161,000 of the general fund—state appropriation for fiscal year 2021 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.

(10) \$88,000 of the general fund—state appropriation for fiscal year 2020, \$85,000 of the general fund—state appropriation for fiscal year 2021, and \$344,000 of the legal services revolving account—state appropriation are provided solely for implementation of Substitute Senate Bill No. 5297 (assistant AG bargaining). If the bill is not

enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(11) \$700,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(12) \$592,000 of the public service revolving account—state appropriation and \$47,000 of the legal services revolving account—state appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5116 (clean energy). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(13) \$108,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5740 (retirement savings program). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(14) \$200,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for a work group to study and institute a statewide program for receiving reports and other information for the public regarding potential self-harm, potential harm, or criminal acts including but not limited to sexual abuse, assault, or rape. Out of this amount:

(a) The work group must review the aspects of similar programs in Arizona, Michigan, Colorado, Idaho, Nevada, Oregon, Utah, Wisconsin, and Wyoming; and must incorporate the most applicable aspects of those programs to the program proposal;

(b) The program proposal must include a plan to implement a twenty-four hour hotline or app for receiving such reports and information; and

(c) The program proposal and recommendations must be submitted to legislative fiscal committees by July 31, 2020.

(15) \$75,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the attorney general to develop an implementation plan to collect and disseminate data on the use of force by public law enforcement agencies and private security services.

(a) The plan must identify how to effectively collect data on the occasions of justifiable homicide or uses of deadly force by a public officer, peace officer, or person aiding under RCW 9A.16.040 by all general authority Washington law enforcement agencies and the department of corrections. The plan must address any necessary statutory changes, possible methods of collection, and any other needs that must be addressed to collect the following information:

(i) The number of tort claims filed and moneys paid in use of force cases;

(ii) The number of incidents in which peace officers discharged firearms at citizens;

(iii) The demographic characteristics of the officers and citizens involved in each incident, including sex, age, race, and ethnicity;

(iv) The agency or agencies employing the involved officers and location of each incident;

(v) The particular weapon or weapons used by peace officers and citizens; and

(vi) The injuries, if any, suffered by officers and citizens.

(b) The implementation plan must also identify how to effectively collect data on the occasions of the use of force requiring the discharge of a firearm by any private security guard employed by any private security company licensed under chapter 18.170 RCW. The plan must address any necessary statutory changes, possible methods of collection, and any other needs that must be addressed to collect the following information:

(i) The number of incidents in which security guards discharged firearms at citizens;

(ii) The demographic characteristics of the security guards and citizens involved in each incident, including sex, age, race, and ethnicity;

(iii) The company employing the involved security guards and the location of each incident;

(iv) The particular weapon or weapons used by security guards and citizens; and

(v) The injuries, if any, suffered by security guards and citizens.

(c) The attorney general must compile reports received pursuant to this subsection and make public the data collected.

(d) The department of licensing, department of corrections, Washington state patrol, and criminal justice training commission must assist the attorney general as necessary to complete the implementation plan.

(16) \$4,220,000 of the general fund—federal appropriation and \$1,407,000 of the medicaid fraud penalty account—state appropriation are provided solely for additional staffing and program operations in the medicaid fraud control division.

(17) \$4,292,000 of the legal services revolving account—state appropriation is provided solely for child welfare and permanency staff.

(18) \$141,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5035 (prevailing wage laws). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

NEW SECTION. Sec. 128. FOR THE CASELOAD FORECAST COUNCIL

General Fund—State Appropriation (FY 2020) ..	\$1,907,000
General Fund—State Appropriation (FY 2021) ..	\$1,922,000
Pension Funding Stabilization Account—State Appropriation	\$168,000
TOTAL APPROPRIATION	
\$3,997,000	

The appropriations within this section are subject to the following conditions and limitations: \$43,000 of the general fund—state appropriation for fiscal year 2020 and \$27,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the caseload forecast council to provide information, data analysis, and other necessary assistance upon the request of the task force established in section 952 of this act.

NEW SECTION. Sec. 129. FOR THE DEPARTMENT OF COMMERCE

General Fund—State Appropriation (FY 2020)	\$94,046,000
General Fund—State Appropriation (FY 2021)	\$92,285,000
General Fund—Federal Appropriation	\$327,876,000
General Fund—Private/Local Appropriation	\$9,107,000
Public Works Assistance Account—State Appropriation	\$8,207,000
Lead Paint Account—State Appropriation	\$251,000
Building Code Council Account—State Appropriation	\$16,000
Liquor Excise Tax Account—State Appropriation	\$1,291,000
Economic Development Strategic Reserve Account—State Appropriation	\$5,000,000
Home Security Fund Account—State Appropriation	\$60,422,000
Energy Freedom Account—State Appropriation	\$5,000
Affordable Housing for All Account—State Appropriation	\$13,895,000
Financial Fraud and Identity Theft Crimes Investigation and Prosecution Account—State Appropriation	\$1,975,000
Low-Income Weatherization and Structural Rehabilitation Assistance Account—State Appropriation	\$1,399,000
Statewide Tourism Marketing Account—State Appropriation	\$3,028,000
Community and Economic Development Fee Account— State Appropriation	\$4,200,000
Growth Management Planning and Environmental Review Fund—State Appropriation	\$5,800,000

Pension Funding Stabilization Account—State	
Appropriation	\$1,616,000
Liquor Revolving Account—State Appropriation	
.....	\$5,918,000
Washington Housing Trust Account—State Appropriation	
.....	\$12,944,000
Prostitution Prevention and Intervention Account—State	
Appropriation	\$26,000
Public Facility Construction Loan Revolving Account—	
State Appropriation	\$903,000
TOTAL	APPROPRIATION
.....	\$650,210,000

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

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

(2) \$1,000,000 of the general fund—state appropriation for fiscal year 2020 and \$1,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to resolution Washington to build statewide capacity for alternative dispute resolution centers and dispute resolution programs that guarantee that citizens have access to low-cost resolution as an alternative to litigation.

(3) \$375,000 of the general fund—state appropriation for fiscal year 2020 and \$375,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to the retired senior volunteer program.

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

(5) \$375,000 of the general fund—state appropriation for fiscal year 2020 and \$375,000 of the general fund—state appropriation for fiscal year 2021 are provided solely as pass-through funding to Walla Walla Community College for its water and environmental center.

(6) \$804,000 of the general fund—state appropriation for fiscal year 2020 and \$804,000 of the general fund—state appropriation for fiscal year 2021 and \$5,000,000 of the economic development strategic reserve account—state appropriation are provided solely for associate development organizations. During the 2019-2021 biennium, the department shall consider an associate

development organization's total resources when making contracting and fund allocation decisions, in addition to the schedule provided in RCW 43.330.086.

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

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

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

(10) \$300,000 of the general fund—state appropriation for fiscal year 2020 and \$300,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the northwest agriculture business center.

(11) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the regulatory roadmap program for the construction industry and to identify and coordinate with businesses in key industry sectors to develop additional regulatory roadmap tools.

(12) \$1,000,000 of the general fund—state appropriation for fiscal year 2020 and \$1,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Washington new Americans program. The department may require a cash match or in-kind contributions to be eligible for state funding.

(13) \$643,000 of the general fund—state appropriation for fiscal year 2020 and \$643,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to contract with a private, nonprofit organization to provide developmental disability ombuds services.

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

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

(16) \$1,980,000 of the general fund—state appropriation for fiscal year 2020 and \$1,980,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for community beds for individuals with a history of mental illness. Currently, there is little to no housing specific to populations with these co-occurring

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

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

(17) \$557,000 of the general fund—state appropriation for fiscal year 2020 and \$557,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to design and administer the achieving a better life experience program.

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

(19) \$1,070,000 of the general fund—state appropriation for fiscal year 2020 \$1,070,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the small business export assistance program. The department must ensure that at least one employee is located outside the city of Seattle for purposes of assisting rural businesses with export strategies.

(20) \$60,000 of the general fund—state appropriation for fiscal year 2020 and \$60,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to submit the necessary Washington state membership dues for the Pacific Northwest economic region.

(21) \$1,500,000 of the general fund—state appropriation for fiscal year 2020 and \$1,500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to contract with organizations and attorneys to provide either legal representation or referral services for legal representation, or both, to indigent persons who are in need of legal services for matters related to their immigration status. Persons eligible for assistance under any contract entered into pursuant to this subsection must be determined to be indigent under standards developed under chapter 10.101 RCW.

(22)(a) \$3,500,000 of the general fund—state appropriation for fiscal year 2020 and \$3,500,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for grants to support the building operation, maintenance, and service costs of permanent supportive housing projects or units within housing projects that have or will receive funding from the housing trust fund—state account or other public capital funding that:

(i) Is dedicated as permanent supportive housing units;

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

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

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

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

(23)(a) \$2,735,000 of the general fund—state appropriation for fiscal year 2020, \$2,265,000 of the general fund—state appropriation for fiscal year 2021, and \$7,000,000 of the home security fund—state appropriation are provided solely for the office of homeless youth prevention and protection programs to:

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

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

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

(b) Of the amounts provided in this subsection:

(i) \$2,000,000 of the general fund—state appropriation for fiscal year 2020 and \$2,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to build infrastructure and services to support a continuum of interventions including but not limited to prevention, crisis response, and long-term housing in reducing youth homelessness in four identified communities as part of the anchor community initiative; and

(ii) \$625,000 of the general fund—state appropriation for fiscal year 2020 and \$625,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a contract with one or more nonprofit organizations to provide youth services and young adult housing on a multi-acre youth campus located in the city of Tacoma. Youth services include, but are not limited to, HOPE beds and crisis residential centers to provide temporary shelter and permanency planning for youth under

the age of eighteen. Young adult housing includes, but is not limited to, rental assistance and case management for young adults ages eighteen to twenty-four.

(24) \$36,650,000 of the general fund—state appropriation for fiscal year 2020 and \$36,650,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the essential needs and housing support program.

(25) \$1,436,000 of the general fund—state appropriation for fiscal year 2020 and \$1,436,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to identify and invest in strategic growth areas, support key sectors, and align existing economic development programs and priorities. The department must consider Washington's position as the most trade-dependent state when identifying priority investments. The department must engage states and provinces in the northwest as well as associate development organizations, small business development centers, chambers of commerce, ports, and other partners to leverage the funds provided. Sector leads established by the department must include the industries of: (a) Aerospace; (b) clean technology and renewable and nonrenewable energy; (c) wood products and other natural resource industries; (d) information and communication technology; (e) life sciences and global health; (f) maritime; and (g) military and defense. The department may establish these sector leads by hiring new staff, expanding the duties of current staff, or working with partner organizations and or other agencies to serve in the role of sector lead.

(26) \$1,237,000 of the liquor excise tax account—state appropriation is provided solely for the department to provide fiscal note assistance to local governments, including increasing staff expertise in multiple subject matter areas, including but not limited to criminal justice, taxes, election impacts, transportation and land use, and providing training and staff preparation prior to legislative session.

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

(28) \$198,000 of the general fund—state appropriation for fiscal year 2020 and \$198,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to retain a behavioral health facilities siting administrator within the department to coordinate development of effective behavioral health housing options and provide technical assistance in siting of behavioral health treatment facilities statewide to aide in the governor's plan to discharge individuals from the state psychiatric hospitals into community settings. This position must work closely with the local government legislative authorities, planning departments, behavioral health providers, health care authority, department of social and health services, and other entities to facilitate linkages among disparate behavioral health community bed capacity-building efforts. This position must work to integrate building behavioral health treatment and infrastructure capacity in addition to ongoing supportive housing benefits.

(29)(a) During the 2019-2021 fiscal biennium, the department must revise its agreements and contracts with vendors to include a provision to require that each vendor agrees to equality among its workers by ensuring similarly employed individuals are compensated as equals as follows:

(i) Employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed;

(ii) Vendors may allow differentials in compensation for its workers based in good faith on any of the following:

(A) A seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels.

(B) A bona fide job-related factor or factors may include, but not be limited to, education, training, or experience, that is: Consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential.

(C) A bona fide regional difference in compensation level must be: Consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential.

(b) The provision must allow for the termination of the contract if the department or department of enterprise services determines that the vendor is not in compliance with this agreement or contract term.

(c) The department must implement this provision with any new contract and at the time of renewal of any existing contract.

(30)(a) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—local appropriation are provided solely for the department to contract with a consultant to study the current and ongoing impacts of the SeaTac international airport. The general fund—state funding provided in this subsection serves as a state match and may not be spent unless \$150,000 of local matching funds is transferred to the department. The department must seek feedback on project scoping and consultant selection from the cities listed in (b) of this subsection.

(b) The study must include, but not be limited to:

(i) The impacts that the current and ongoing airport operations have on quality of life associated with air traffic noise, public health, traffic, congestion, and parking in residential areas, pedestrian access to and around the airport, public safety and crime within the cities, effects on residential and nonresidential property values, and economic development opportunities, in the cities of SeaTac, Burien, Des Moines, Tukwila, Federal Way, Normandy Park, and other impacted neighborhoods; and

(ii) Options and recommendations for mitigating any negative impacts identified through the analysis.

(c) The department must collect data and relevant information from various sources including the port of Seattle, listed cities and communities, and other studies.

(d) The study must be delivered to the legislature by June 1, 2020.

(31) Within amounts appropriated in this section, the office of homeless youth prevention and protection must make recommendations to the appropriate committees of the legislature by October 31, 2019, regarding rights that all unaccompanied homeless youth and young adults should have for appropriate care and treatment in licensed and unlicensed residential runaway and homeless youth programs.

(32) \$787,000 of the general fund—state appropriation for fiscal year 2020 and \$399,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1344 (child care access work group). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(33) \$144,000 of the general fund—state appropriation for fiscal year 2020 and \$144,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to contract with a nonprofit organization with offices located in the cities of Maple Valley, Enumclaw, and Auburn to provide street outreach and connect homeless young adults ages eighteen through twenty-four to services in south King county.

(34) \$218,000 of the general fund—state appropriation for fiscal year 2020 and \$61,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1444 (appliance efficiency). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(35) \$100,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1114 (food waste reduction). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(36) \$75,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a contract with the city of Federal Way to support after-school recreational and educational programs.

(37) \$61,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1110 (greenhouse gas/transportation fuels). If this bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(38) \$150,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the

department to convene a work group regarding the development of Washington's green economy based on the state's competitive advantages. The work group must focus on developing economic, education, business, and investment opportunities in energy, water, and agriculture. The work group must consist of at least one representative from the department, the department of natural resources, the department of agriculture, the Washington state department of transportation, a four-year research university, a technical college, the private sector, an economic development council, a city government, a county government, a tribal government, a non-government organization, a statewide environmental advocacy organization, and up to two energy utility providers. The work group must:

(a) Develop an inventory of higher education resources including research, development, and workforce training to foster green economic development in energy, water, and agriculture;

(b) Identify investment opportunities in higher education research, development, and workforce training to enhance and accelerate green economic development;

(c) Make recommendations for green economic development investment opportunities and how state government may serve as a clearing house, or economic center, to support private investments and build the green economy in Washington to serve national and global markets;

(d) Identify opportunities for integrating technology in energy, water, natural resources, and agriculture, and create resource efficiencies including water and energy conservation and smart grid technologies;

(e) Recommend policies at the state and local government level to promote and accelerate development of the green economy in Washington state;

(f) Submit an interim report with the work group recommendations to the appropriate legislative committees by December 1, 2019; and

(g) Submit a final report with the work group recommendations to the appropriate legislative committees by June 30, 2020.

(39) \$75,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to a nonprofit organization focused on supporting pregnant women and single mothers who are homeless or at risk of being homeless throughout Pierce county. The grant must be used for providing classes relating to financial literacy, renter rights and responsibilities, parenting, and physical and behavioral health.

(40) \$200,000 of the general fund—state appropriation for fiscal year 2020 and \$200,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to provide capacity-building grants through the Latino community fund for educational programs and human services support for children and families in rural and underserved communities.

(41) \$400,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the city of Bothell to complete the canyon park regional growth center subarea plan.

(42) \$172,000 of the general fund—state appropriation for fiscal year 2020 and \$165,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Washington statewide reentry council for operational staff support, travel, and administrative costs.

(43) \$300,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the department to contract with the University of Washington for a feasibility study on constructing a biorefinery in southwest Washington.

(44) \$964,000 of the general fund—state appropriation for fiscal year 2020 and \$1,045,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Third Substitute House Bill No. 1257 (energy efficiency). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(45) \$1,500,000 of the general fund—state appropriation for fiscal year 2020 and \$1,500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 16, Laws of 2017 3rd sp. sess. (E2SSB 5254).

(46) General fund—federal appropriations provided in this section assume continued receipt of the federal Byrne justice assistance grant for state and local government drug and gang task forces.

(47) \$450,000 of the general fund—state appropriation for fiscal year 2020 and \$450,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to a nonprofit organization for an initiative to advance affordable housing projects and education centers on public or tax-exempt land in Washington state. The department must award the grant to an organization with an office located in a city with a population of more than six hundred thousand that partners in equitable, transit-oriented development. The grant must be used to:

(a) Produce an inventory of potentially developable public or tax-exempt properties;

(b) Analyze the suitability of properties for affordable housing, early learning centers, or community space;

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

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

(e) Catalyze the redevelopment of ten sites to create approximately fifteen hundred affordable homes; and

(f) Subcontract with the University of Washington to facilitate public, private, and non-profit partnerships to create a regional vision and strategy for building affordable housing at a scale to meet the need.

(48) \$500,000 of the general fund—state appropriation for fiscal 2021 is provided solely for the department to contract with an entity located in the Beacon hill/Chinatown international district area of Seattle to provide low income housing, low income housing support services, or both. To the extent practicable, the chosen location must be colocated with other programs supporting the needs of children, the elderly, or persons with disabilities.

(49) \$800,000 of the general fund—state appropriation for fiscal year 2020 and \$800,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to provide a grant for a criminal justice diversion center pilot program in Spokane county. Spokane county must report collected data from the pilot program to the department. The department must submit a report to the appropriate committees of the legislature by October 1, 2020. The report must contain, at a minimum:

(a) An analysis of the arrests and bookings for individuals served in the pilot program;

(b) An analysis of the connections to behavioral health services made for individuals who were served by the pilot program;

(c) An analysis of the impacts on housing stability for individuals served by the pilot program; and

(d) The number of individuals served by the pilot program who were connected to a detoxification program, completed a detoxification program, completed a chemical dependency assessment, completed chemical dependency treatment, or were connected to housing.

(50)(a) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for one or more better health through housing pilot project. The department must contract with one or more accountable communities of health to work with hospitals and permanent supportive housing providers in their respective accountable community of health regions to plan for and implement the better health through housing pilot project. The accountable communities of health must have established partnerships with permanent supportive housing providers, hospitals, and community health centers.

(b) The pilot project must prioritize providing permanent supportive housing assistance to people who:

(i) Are homeless or are at imminent risk of homelessness;

(ii) Have complex physical health or behavioral health conditions; and

(iii) Have a medically necessary condition, risk of death, negative health outcomes, avoidable emergency department utilization, or avoidable hospitalization without

the provision of permanent supportive housing, as determined by a vulnerability assessment tool.

(c) Permanent supportive housing assistance may include rental assistance, permanent supportive housing service funding, or permanent supportive housing operations and maintenance funding. The pilot program shall work with permanent supportive housing providers to determine the best permanent supportive housing assistance local investment strategy to expedite the availability of permanent supportive housing for people eligible to receive assistance through the pilot project.

(d) Within the amounts provided in this subsection, the department must contract with the Washington state department of social and health services division of research and data analysis to design and conduct a study to evaluate the impact of the better health through housing pilot project or projects. The division shall submit a final study report to the governor and appropriate committees of the legislature by June 30, 2021. The study objectives must include:

(i) Baseline data collection of the physical health conditions, behavioral health conditions, housing status, and health care utilization of people who receive permanent supportive housing assistance through the pilot project;

(ii) The impact on physical health and behavioral health outcomes of people who receive permanent supportive housing assistance through the pilot project as compared to people with similar backgrounds who did not receive permanent supportive housing assistance; and

(iii) The impact on health care costs and health care utilization of people who receive permanent supportive housing assistance through the pilot project as compared to people with similar backgrounds who did not receive permanent supportive housing assistance.

(e) A reasonable amount of the amounts provided in this subsection may be used to pay for costs to administer the pilot contracts and housing assistance.

(f) Amounts provided in this subsection do not include funding provided under title XIX or title XXI of the federal social security act, funding from the general fund—federal appropriation, or funding from the general fund—local appropriation for transformation through accountable communities of health, as described in initiative one of the medicaid transformation demonstration waiver under healthier Washington.

(g) The accountable communities of health must annually report the progress and impact of the better health through housing pilot project or projects to the joint select committee on health care oversight by December 1st of each year.

(51) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to contract for the promotion of leadership development, community building, and other services for the Native American community in south King county.

(52)(a) \$50,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the department to provide to Chelan county to collaborate with the department of fish and wildlife and the Stemilt partnership on the following activities:

(i) Identifying and evaluating possible land exchanges in the Stemilt basin that provide mutual benefits to outdoor recreation and the mission of a public agency; and

(ii) Completing independent appraisals of all properties that may be included in a possible land exchange by June 30, 2020.

(b) \$20,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the department to provide to the department of fish and wildlife to complete technical studies, assessments, environmental review, and due diligence for lands included in any potential exchange and for project review for near-and long-term facility replacement and expansion of the mission ridge ski and board resort.

(c) The department must require the department of fish and wildlife, in collaboration with Chelan county, to submit recommendations for potential land exchange and supporting appraisals and environmental analysis to the Chelan county board of commissioners and the appropriate committees of the legislature by December 1, 2020.

(53) \$500,000 of the general fund—state appropriation for fiscal year 2020, \$500,000 of the general fund—state appropriation for fiscal year 2021 and \$4,500,000 of the home security fund—state appropriation are provided solely for the consolidated homeless grant program. Of the amounts provided in this subsection, \$4,500,000 of the home security fund—state appropriation is provided solely for permanent supportive housing targeted at those families who are chronically homeless and where at least one member of the family has a disability. The department will also connect these families to medicaid supportive services.

(54) \$1,275,000 of the general fund—state appropriation for fiscal year 2020 and \$1,227,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5116 (clean energy). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(55) \$47,000 of the general fund—state appropriation for fiscal year 2020 and \$47,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5223 (electrical net metering). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(56) \$81,000 of the general fund—state appropriation for fiscal year 2020 and \$76,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Substitute Senate Bill No. 5324 (homeless student support). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(57) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(58) \$264,000 of the general fund—state appropriation for fiscal year 2020 and \$264,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute Senate Bill No. 5511 (broadband service). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(59) \$272,000 of the general fund—state appropriation for fiscal year 2020 and \$272,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the lead based paint enforcement activities within the department.

(60) \$250,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for a one-time grant to the port of Port Angeles for a stormwater management project to protect ancient tribal burial sites and to maintain water quality.

(61) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to municipalities using a labor program model designed for providing jobs to individuals experiencing homelessness to lead to full-time employment and stable housing.

(62) \$75,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of the recommendations by the joint transportation committee's Washington state air cargo movement study to support an air cargo marketing program and assistance program. The department must coordinate promotion activities at domestic and international trade shows, air cargo events, and other activities that support the promotion, marketing, and sales efforts of the air cargo industry.

(63) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to a nonprofit for a smart buildings education program to educate building owners and operators on smart building practices and technologies, including the development of onsite and digital trainings that detail how to operate residential and commercial facilities in an energy efficient manner. The grant recipient must be located in a city with a population of more than seven hundred thousand and serve anyone within Washington with an interest in better understanding energy efficiency in commercial and institutional buildings.

(64)(a) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for the department to provide a grant to a nonprofit organization to assist fathers transitioning from incarceration to family reunification. The grant recipient must have experience contracting with:

(i) The department of corrections to support offender betterment projects; and

(ii) The department of social and health services to provide access and visitation services.

(65) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to a nonprofit organization to promote public education around wildfires to public school students of all ages and to expand outreach on issues related to forest health and fire suppression. The grant recipient shall sponsor projects including, but not limited to, a multi-media traveling presentation.

(66) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to a nonprofit organization to help reduce crime and violence in neighborhoods and school communities. The grant recipient must promote safe streets and community engagement in the city of Tacoma through neighborhood organizing, law enforcement-community partnerships, neighborhood watch programs, youth mobilization, and business engagement.

(67) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to increase the financial stability of low income Washingtonians through participation in children's education savings accounts, earned income tax credits, and the Washington retirement marketplace. The grant recipient must be a statewide association of local asset building coalitions that promotes policies and programs in Washington to assist low-and-moderate income residents build, maintain, and preserve assets through investments in education, homeownership, personal savings and entrepreneurship.

(68) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to a nonprofit organization to catalyze a market for mass timber and promote forest health, workforce development, and updates to building codes. The grant recipient must have at least twenty-five years of experience in land acquisition and program management to conserve farmland, create jobs, revitalize small towns, reduce wildfires, and reduce greenhouse emissions.

(69) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to assist people with limited incomes in nonmetro areas of the state start and sustain small businesses. The grant recipient must be a nonprofit organization involving a network of microenterprise organizations and professionals to support micro

entrepreneurship and access to economic development resources.

(70) \$270,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for a grant to a nonprofit organization within the city of Tacoma for social services and educational programming to assist Latino and indigenous communities in honoring heritage and culture through the arts, and overcoming barriers to social, political, economic, and cultural community development.

(71) \$5,800,000 of the growth management planning and environmental review fund—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1923 (urban residential building). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse. Of the amounts provided in this subsection:

(a) \$5,000,000 is provided solely for grants to cities for costs associated with the bill;

(b) \$500,000 is provided solely for administration costs to the department; and

(c) \$300,000 is provided solely for a grant to the Washington real estate research center.

(72) \$100,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the department to produce a proposal and recommendations for establishing an industrial waste coordination program by December 1, 2019.

(73) The appropriations in this section include sufficient funding for the implementation of Engrossed Substitute Senate Bill No. 5600 (residential tenants).

NEW SECTION. Sec. 130. FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL

General Fund—State Appropriation (FY 2020).....	\$860,000
General Fund—State Appropriation (FY 2021).....	\$888,000
Pension Funding Stabilization Account—State Appropriation.....	\$102,000
Lottery Administrative Account—State Appropriation	\$50,000

TOTAL APPROPRIATION \$1,900,000

NEW SECTION. Sec. 131. FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund—State Appropriation (FY 2020)	\$28,833,000
General Fund—State Appropriation (FY 2021)	\$12,303,000
General Fund—Federal Appropriation	\$32,512,000
General Fund—Private/Local Appropriation.....	\$5,526,000
Economic Development Strategic Reserve Account—State Appropriation	\$330,000
Personnel Service Account—State Appropriation	\$35,133,000

Higher Education Personnel Services Account—State

Appropriation\$1,497,000

Statewide Information Technology System Development

Revolving Account—State Appropriation\$13,298,000

Office of Financial Management Central Service Account—

State Appropriation.....\$20,710,000

Pension Funding Stabilization Account—State

Appropriation\$2,446,000

Performance Audits of Government Account—State

Appropriation\$678,000

TOTAL APPROPRIATION\$153,266,000

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 state need grant and college bound recipients;

(ii) The number of students on the unserved waiting list of the state need grant;

(iii) Persistence and completion rates of state need grant recipients and college bound recipients as well as students on the state need grant unserved waiting list, disaggregated by institution of higher education;

(iv) State need grant recipients and students on the state need grant unserved waiting list grade point averages; and

(v) State need 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.

(c) The education data center shall enter data sharing agreements with the joint legislative audit and review committee and the Washington state institute for public policy to ensure that legislatively directed research assignments regarding state financial aid programs may be completed in a timely manner.

(2)(a) \$10,000,000 of the statewide information technology system development revolving account—state appropriation is provided solely for continuation of readiness activities for the one Washington program. Of the amounts provided in this subsection:

(i) \$7,082,000 of the statewide information technology system development revolving account—state appropriation is provided solely for organizational enterprise resource planning, organizational change management, and procurement contracts in fiscal year 2020.

(ii) \$459,000 of the statewide information technology system development revolving account—state appropriation is provided solely for staff in fiscal year 2020.

(iii) \$1,000,000 of the statewide information technology system development revolving account—state appropriation is provided solely for other contractual services or project staffing in fiscal year 2020.

(iv) \$459,000 of the statewide information technology system development revolving account—state appropriation is provided solely for staff in fiscal year 2021.

(v) \$1,000,000 of the statewide information technology system development revolving account—state appropriation is provided solely for other contractual services or project staffing in fiscal year 2021.

(b) Beginning September 30, 2019, the office of financial management shall provide written quarterly reports on the one Washington program to the legislative fiscal committees and the legislative evaluation and accountability program committee to include how funding was spent for the prior quarter.

(c) Prior to spending any funds, the director of the office of financial management must agree to the spending and sign off on the spending.

(d) This subsection is subject to the conditions, limitations, and review requirements of section 719 of this act.

(3) Within existing resources, the labor relations section shall produce a report annually on workforce data and trends for the previous fiscal year. At a minimum, the report must include a workforce profile; information on employee compensation, including salaries and cost of overtime; and information on retention, including average length of service and workforce turnover.

(4) \$12,741,000 of the personnel service account—state appropriation in this section is provided solely for administration of orca pass benefits included in the 2019-2021 collective bargaining agreements and provided to nonrepresented employees as identified in section 996 of this act. The office of financial management must bill each agency for that agency's proportionate share of the cost of orca passes. The payment from each agency must be deposited in to the personnel service account and used to purchase orca passes. The office of financial management may consult with the Washington state department of transportation in the administration of these benefits.

(5) \$12,485,000 of the personnel service fund appropriation is provided solely for the administration of a flexible spending arrangement (FSA) plan. Agencies shall pay their proportional cost for the program as determined by the office of financial management. Total amounts billed by the office of financial management for this purpose may not

exceed the amount provided in this subsection. The office of financial management may, through interagency agreement, delegate administration of the program to the health care authority.

(6) \$1,536,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the implementation of Engrossed Substitute Senate Bill No. 5741 (all payer claims database), and is subject to the conditions, limitations, and review provided in section 719 of this act. If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(7) \$157,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the implementation of Substitute House Bill No. 1949 (firearm background checks). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(8) Within amounts appropriated in this section, funding is provided to implement Second Substitute House Bill No. 1497 (foundational public health).

(9) \$110,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the office of financial management to determine annual primary care medical expenditures in Washington, by insurance carrier, in total and as a percentage of total medical expenditure. Where feasible, this determination must also be broken down by relevant characteristics such as whether expenditures were for in-patient or out-patient care, physical or mental health, by type of provider, and by payment mechanism.

(a) The determination must be made in consultation with statewide primary care provider organizations using the state's all payer claims database and other existing data.

(b) For purposes of this section:

(i) "Primary care" means family medicine, general internal medicine, and general pediatrics.

(ii) "Primary care provider" means a physician, naturopath, nurse practitioner, physician assistant, or other health professional licensed or certified in Washington state whose clinical practice is in the area of primary care.

(iii) "Primary care medical expenditures" means payments to reimburse the cost of physical and mental health care provided by a primary care provider, excluding prescription drugs, vision care, and dental care, whether paid on a fee-for-service basis or as a part of a capitated rate or other type of payment mechanism.

(iv) "Total medical expenditure" means payments to reimburse the cost of all health care and prescription drugs, excluding vision care and dental care, whether paid on a fee-for-service basis or as part of a capitated rate or other type of payment mechanism.

(c) By December 1, 2019, the office of financial management shall report its findings to the legislature, including an explanation of its methodology and any limits or gaps in existing data which affected its determination.

(10) \$1,200,000 of the office of financial management central services—state appropriation is provided solely for the education research and data center to set up a data enclave and to work on complex data sets. This is subject to the conditions, limitations and review requirements of section 719 of this act. The data enclave for customer access must include twenty-five users, to include one user from each of the following entities:

- (a) The house;
 - (b) The senate;
 - (c) The legislative evaluation and accountability program committee;
 - (d) The joint legislative audit and review committee;
- and
- (e) The Washington state institute for public policy.

(11) \$345,000 of the statewide information technology system development revolving account—state appropriation is provided solely for modifications to the facilities portfolio management tool to expand the ability to track leases of land, buildings, equipment, and vehicles. This is subject to the conditions, limitations, and review requirements of section 719 of this act.

(12) \$2,000 of the general fund—state appropriation for fiscal year 2020 and \$2,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the state agency facility oversight program. Of these amounts, effective December 31, 2019, the state agency facility oversight program must provide a report to fiscal committees of the legislature by December 31st of each calendar year that reflects expenditure data for the prior fiscal year period. The report must include:

- (a) The total expenditure amounts by fund source for each lease facility contractual obligation;
 - (b) The total expenditure amounts for each lease facility contractual obligation;
 - (c) The total expenditure amounts by state agency;
- and
- (d) The total expenditure amounts statewide by fund and in total.

(13) The office, in collaboration with the institutions of higher education, shall create appropriate standards and procedures to allow the institutions of higher education to report additional revenue, spending and allotment information to the state's accounting system. The office shall notify the fiscal committees of the legislature of the updated standards and procedures by June 1, 2020. The standards and procedures must enable, at a minimum, institutions of higher education to report detail in the following areas:

- (a) Spending and staffing levels for different types of faculty, including part-time and adjunct faculty;
- (b) Spending by campus or community and technical college district and department;

(c) Spending by degree program as defined by the classification of instructional programs;

(d) Tuition revenue by campus or community and technical college district, student residency status, and tuition type;

(e) Revenue and spending for auxiliary activities such as housing, dining, and intercollegiate athletics;

(f) Spending and forgone revenue for financial aid and tuition waivers by award type;

(g) Spending on information technology consistent with the office of the chief information officer policies on technology business management; and

(h) Revenue and spending of student fees by type.

(14) \$250,000 of the office of financial management central service—state appropriation is provided solely for a dedicated budget staff for the work associated with the information technology cost pool projects. The staff will be responsible for providing a monthly financial report after each fiscal month close to fiscal staff of the senate ways and means and house appropriations committees to reflect at least:

- (a) Fund balance of the information technology pool account;
- (b) Amount by project of funding approved to date and for the last fiscal month;
- (c) Amount by agency of funding approved to date and for the last fiscal month;
- (d) Total amount approved to date and for the last fiscal month; and
- (e) Amount of expenditure on each project by the agency to date and for the last fiscal month.

(15) \$15,000,000 of the general fund—state appropriation for fiscal year 2020, \$159,000 of the general fund—state appropriation for fiscal year 2021, and \$5,000,000 of the general fund—private/local appropriation are provided solely for the office of financial management to prepare for the 2020 census. No funds provided under this subsection may be used for political purposes. The office must:

- (a) Complete outreach and a communication campaign that reaches the state's hardest to count residents;
- (b) Perform frequent outreach to the hard-to-count population both in person through community messengers and through various media avenues;
- (c) Establish deliverable-based outreach contracts with nonprofit organizations and local and tribal contracts;
- (d) Consider the recommendations of the statewide complete count committee;
- (e) Prepare documents in multiple languages to promote census participation;
- (f) Provide technical assistance with the electronic census forms; and

(g) Hold in reserve \$5,000,000 of the general fund—state appropriation for fiscal year 2020 and \$5,000,000 of the general fund—private/local appropriation, until January 1, 2020, for contracting with community based organizations with historical access to and credibility with hard-to-count people to support outreach to the hardest to count and last-mile efforts.

NEW SECTION. Sec. 132. FOR THE OFFICE OF ADMINISTRATIVE HEARINGS

Administrative Hearings Revolving Account—State	
Appropriation	\$45,688,000
TOTAL APPROPRIATION	..... \$45,688,000

The appropriation in this section is subject to the following conditions and limitations: \$173,000 of the administrative hearing revolving account—state appropriation is provided solely for the implementation of chapter 13, Laws of 2019 (SHB 1399).

NEW SECTION. Sec. 133. FOR THE WASHINGTON STATE LOTTERY

Lottery Administrative Account—State	Appropriation
.....	\$29,854,000
TOTAL APPROPRIATION	..... \$29,854,000

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

(1) No portion of this appropriation may be used for acquisition of gaming system capabilities that violate state law.

(2) Pursuant to RCW 67.70.040, the commission shall take such action necessary to reduce retail commissions to an average of 5.1 percent of sales.

NEW SECTION. Sec. 134. FOR THE COMMISSION ON HISPANIC AFFAIRS

General Fund—State Appropriation (FY 2020).....	\$401,000
General Fund—State Appropriation (FY 2021).....	\$413,000
Pension Funding Stabilization Account—State	Appropriation.....
.....	\$26,000
TOTAL APPROPRIATION ..	\$840,000

The appropriations in this section are subject to the following conditions and limitations: \$3,000 of the general fund—state appropriation for fiscal year 2020 and \$2,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Substitute Senate Bill No. 5023 (ethnic studies). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 135. FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS

General Fund—State Appropriation (FY 2020).....	\$318,000
General Fund—State Appropriation (FY 2021).....	\$301,000

Pension Funding Stabilization Account—State	Appropriation	\$26,000
TOTAL APPROPRIATION...	\$645,000	

NEW SECTION. Sec. 136. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS—OPERATIONS

Department of Retirement Systems Expense	
Account—State Appropriation	\$60,059,000
TOTAL APPROPRIATION	..... \$60,059,000

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

(1) \$160,000 of the department of retirement systems—state appropriation is provided solely for the administrative costs associated with implementation of Substitute House Bill No. 1661 (higher education retirement). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(2) \$106,000 of the department of retirement systems—state appropriation is provided solely for the administrative costs associated with implementation of Senate Bill No. 5350 (optional life annuity). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(3) \$139,000 of the department of retirement systems—state appropriation is provided solely for the administrative costs associated with implementation of Engrossed Substitute House Bill No. 1308 or Senate Bill No. 5360 (retirement system defaults). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(4) \$44,000 of the department of retirement systems—state appropriation is provided solely for the administrative costs associated with implementation of House Bill No. 1408 (survivorship benefit options). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

NEW SECTION. Sec. 137. FOR THE DEPARTMENT OF REVENUE

General Fund—State Appropriation (FY 2020)	.....	\$150,681,000
General Fund—State Appropriation (FY 2021)	.....	\$144,287,000
Timber Tax Distribution Account—State	Appropriation	\$7,289,000
Business License Account—State	Appropriation	\$20,606,000
Waste Reduction, Recycling, and Litter Control		
Account—State Appropriation		\$168,000
Model Toxics Control Operating Account—		
State Appropriation.....		\$119,000

Financial Services Regulation Account—State	
Appropriation	\$5,000,000
Pension Funding Stabilization Account—State	
Appropriation	\$13,486,000
TOTAL	APPROPRIATION
.....	\$341,636,000

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

(1) \$142,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the implementation of Second Substitute House Bill No. 1059 (B&O return filing due date). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(2)(a) \$4,150,000 of the general fund—state appropriation for fiscal year 2020 and \$1,921,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to implement 2019 revenue legislation.

(b) Within the amounts provided in this subsection, sufficient funding is provided for the department to implement section 11 of Engrossed Substitute Senate Bill No. 5183 (manufactured/mobile homes).

(c)(i) Of the amounts provided in this subsection, \$1,061,000 of the general fund—state appropriation for fiscal year 2020 and \$977,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to facilitate a tax structure work group, initially created within chapter 1, Laws of 2017 3rd sp. sess. (SSB 5883) and hereby reauthorized.

(ii) In addition to the membership as set forth in chapter 1, Laws of 2017 3rd sp. sess., the tax structure work group is expanded to include nonvoting members as follows:

(A) The president of the senate must appoint two members from each of the two largest caucuses of the senate;

(B) The speaker of the house of representatives must appoint two members from each of the two largest caucuses of the house of representatives; and

(C) The governor must appoint one member who represents the office of the governor.

(iii) The work group must include the following nonvoting members:

(A) One representative of the department;

(B) One representative of the association of Washington cities; and

(C) One representative of the Washington state association of counties.

(iv) All voting members of the work group must indicate, in writing, their interest in serving on the tax structure work group and provide a statement of understanding that the commitment to serve on the tax structure work group is through December 31, 2024. Elected

officials not reelected to their respective offices may be relieved of their responsibilities on the tax structure work group. Vacancies on the tax structure work group must be filled within sixty days of notice of the vacancy. The work group must choose a chair or cochair from among its legislative membership. The chair is, or cochair is, responsible for convening the meetings of the work group no less than quarterly each year. Recommendations and other decisions of the work group may be approved by a simple majority vote. All work group members may have a representative attend meetings of the tax structure work group in lieu of the member, but voting by proxy is not permitted. Staff support for the work group must be provided by the department. The department may engage one or more outside consultants to assist in providing support for the work group. Members of the work group must serve without compensation but may be reimbursed for travel expenses under RCW 44.04.120, 43.03.050, and 43.03.060.

(v) The duties of the work group are to:

(A) By December 1, 2019, convene no less than one meeting to elect a chair, or cochair, and conduct other business of the work group;

(B) By December 1, 2020, the department and technical advisory group must prepare a summary report of their preliminary findings and alternatives described in (c)(vii) of this subsection;

(C) By May 1, 2021, the work group must:

(I) Hold no less than one meeting in Olympia to review the preliminary findings described in (c)(vii) of this subsection. At least one meeting must engage stakeholder groups, as described in (c)(vi)(A) of this subsection;

(II) Begin to plan strategies to engage taxpayers and key stakeholder groups to encourage participation in the public meetings described in (c)(vii) of this subsection;

(III) Present the summary report described in (c)(vii) of this subsection in compliance with RCW 43.01.036 to the appropriate committees of the legislature;

(IV) Be available to deliver a presentation to the appropriate committees of the legislature including the elements described in (c)(vi)(B) of this subsection; and

(V) Finalize the logistics of the engagement strategies described in (c)(v)(D) of this subsection; and

(D) After the conclusion of the 2021 legislative session, the work group must:

(I) Hold no less than five public meetings in geographically dispersed areas of the state;

(II) Present the findings described in (c)(vii) of this subsection and alternatives to the state's current tax structure at the public meetings;

(III) Provide an opportunity at the public meetings for taxpayers to engage in a conversation about the state tax structure including, but not limited to, providing feedback on possible recommendations for changes to the state tax structure and asking questions about the report and findings

and alternatives to the state's current tax structure presented by the work group;

(IV) Utilize methods to collect taxpayer feedback before, during, or after the public meetings that may include, but is not limited to: Small group discussions, in-person written surveys, in-person visual surveys, online surveys, written testimony, and public testimony;

(V) Encourage legislators to inform their constituents about the public meetings that occur within and near their legislative districts;

(VI) Inform local elected officials about the public meetings that occur within and near their communities; and

(VII) Summarize the feedback that taxpayers and other stakeholders communicated during the public meetings and other public engagement methods, and submit a final summary report, in accordance with RCW 43.01.036, to the appropriate committees of the legislature. This report may be submitted as an appendix or update to the summary report described in (c)(vii) of this subsection.

(vi)(A) The stakeholder groups referenced by (c)(v)(C)(I) of this subsection must include, at a minimum, organizations and individuals representing the following:

(I) Small, start-up, or low-margin business owners and employees or associations expressly dedicated to representing these businesses, or both; and

(II) Individual taxpayers with income at or below one hundred percent of area median income in their county of residence or organizations expressly dedicated to representing low-income and middle-income taxpayers, or both;

(B) The presentation referenced in (c)(v)(C)(IV) of this subsection must include the following elements:

(I) The findings and alternatives included in the summary report described in (c)(vii) of this subsection; and

(II) The preliminary plan to engage taxpayers directly in a robust conversation about the state's tax structure including, presenting the findings described in (c)(vii) of this subsection and alternatives to the state's current tax structure, and collecting feedback to inform development of recommendations.

(vii) The duties of the department, with assistance of one or more technical advisory groups, are to:

(A) With respect to the final report of findings and alternatives submitted by the Washington state tax structure study committee to the legislature under section 138, chapter 7, Laws of 2001 2nd sp. sess.:

(I) Update the data and research that informed the recommendations and other analysis contained in the final report;

(II) Estimate how much revenue all the revenue replacement alternatives recommended in the final report would have generated for the 2017-2019 fiscal biennium if the state had implemented the alternatives on January 1, 2003;

(III) Estimate the tax rates necessary to implement all recommended revenue replacement alternatives in order to achieve the revenues generated during the 2017-2019 fiscal biennium as reported by the economic and revenue forecast council;

(IV) Estimate the impact on taxpayers, including tax paid as a share of household income for various income levels, and tax paid as a share of total business revenue for various business activities, for (c)(vii)(A)(II) and (III) of this subsection; and

(V) Estimate how much revenue would have been generated in the 2017-2019 fiscal biennium, if the incremental revenue alternatives recommended in the final report would have been implemented on January 1, 2003, excluding any recommendations implemented before the effective date of this section;

(B) With respect to the recommendations in the final report of the 2018 tax structure work group:

(I) Conduct economic modeling or comparable analysis of replacing the business and occupation tax with an alternative, such as corporate income tax or margins tax, and estimate the impact on taxpayers, such as tax paid as a share of total business revenue for various business activities, assuming the same revenues generated by business and occupation taxes during the 2017-2019 fiscal biennium as reported by the economic and revenue forecast council; and

(II) Estimate how much revenue would have been generated for the 2017-2019 fiscal biennium if the one percent revenue growth limit on regular property taxes was replaced with a limit based on population growth and inflation if the state had implemented this policy on January 1, 2003;

(C) To analyze our economic competitiveness with border states:

(I) Estimate the revenues that would have been generated during the 2017-2019 fiscal biennium, had Washington adopted the tax structure of those states, assuming the economic tax base for the 2017-2019 fiscal biennium as reported by the economic and revenue forecast council; and

(II) Estimate the impact on taxpayers, including tax paid as a share of household income for various income levels, and tax paid as a share of total business revenue for various business activities for (c)(vii)(C)(I) of this subsection;

(D) To analyze our economic competitiveness in the context of a national and global economy, provide comparisons of the effective state and local tax rate of the tax structure during the 2017-2019 fiscal biennium and various alternatives under consideration, as they compare to other states and the federal government, as well as consider implications of recent changes to federal tax law;

(E) To the degree it is practicable, conduct tax incidence analysis of the various alternatives under consideration to account for the impacts of tax shifting, such

as business taxes passed along to consumers and property taxes passed along to renters;

(F) To the degree it is practicable, present findings and alternatives by geographic area, in addition to statewide; and

(G) Conduct other analysis as directed by the work group.

(3) \$63,000 of the general fund—state appropriation for fiscal year 2020 and \$7,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(4) Within existing resources, the department must compile a report on the annual amount of state retail sales tax collected under chapter 82.08 RCW on sales occurring at area fairs and county fairs as described in RCW 15.76.120. The report must be submitted to the appropriate committees of the legislature by December 1, 2019.

NEW SECTION. Sec. 138. FOR THE BOARD OF TAX APPEALS

General Fund—State Appropriation (FY 2020).....	\$2,382,000
General Fund—State Appropriation (FY 2021).....	\$2,421,000
Pension Funding Stabilization Account—State Appropriation.....	\$162,000
TOTAL APPROPRIATION	
\$4,965,000	

The appropriations in this section are subject to the following conditions and limitations: \$30,000 of the general fund—state appropriation for fiscal year 2020 and \$9,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the board to continue maintaining its legacy case management software and conduct a feasibility study to determine how best to update or replace the case management software.

NEW SECTION. Sec. 139. FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES

General Fund—State Appropriation (FY 2020).....	\$109,000
General Fund—State Appropriation (FY 2021).....	\$101,000
Minority and Women's Business Enterprises Account—State Appropriation.....	\$5,347,000
TOTAL APPROPRIATION	
\$5,557,000	

NEW SECTION. Sec. 140. FOR THE INSURANCE COMMISSIONER

General Fund—Federal Appropriation	\$4,661,000
Insurance Commissioner's Regulatory Account—State Appropriation	\$69,673,000
TOTAL APPROPRIATION	
\$74,334,000	

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

(1) \$536,000 of the insurance commissioners regulatory account—state appropriation is provided solely to implement Engrossed Substitute Senate Bill No. 5526 (individual health insurance market). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(2) \$45,000 of the insurance commissioners regulatory account—state appropriation is provided solely to implement Engrossed Substitute House Bill No. 1879 (Rx drug utilization management). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(3) \$397,000 of the insurance commissioners regulatory account—state appropriation is provided solely to implement Substitute House Bill No. 1075 (consumer competitive group insurance). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(4) \$1,015,000 of the insurance commissioners regulatory account—state appropriation is provided solely to implement Second Substitute House Bill No. 1065 (out-of-network health). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(5) \$60,000 of the insurance commissioners regulatory account—state appropriation is provided solely for implementation of chapter 16, Laws of 2019 (HB 1001) (service contract providers).

(6) \$84,000 of the insurance commissioners regulatory account—state appropriation is provided solely for implementation of chapter 56, Laws of 2019 (SSB 5889) (insurance communications confidentiality).

(7) \$125,000 of the insurance commissioners regulatory account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5602 (reproductive health care). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(8) \$125,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for staffing and supporting the work of the natural disaster and resiliency workgroup for Substitute Senate Bill No. 5106 (natural disaster mitigation). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(9) Within the amounts appropriated in this section, the commissioner shall review how pharmacy benefit managers are regulated in other states and report the findings to the governor and appropriate committees of the legislature by September 15, 2019.

NEW SECTION. Sec. 141. FOR THE LAW ENFORCEMENT OFFICERS' AND FIREFIGHTERS' PLAN 2 RETIREMENT BOARD

General Fund—State Appropriation (FY 2020)	\$50,000
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The \$50,000 appropriation in this section is for the law enforcement officers' and firefighters' retirement system plan 2 board to study the tax, legal, fiscal, policy, and administrative issues related to allowing tribal law enforcement officers to become members of the law enforcement officers' and firefighters' plan 2 retirement system. This funding is in addition to other expenditures in the nonappropriated law enforcement officers' and firefighters' retirement system plan 2 expense account. In preparing this study, the department of retirement systems, the attorney general's office, and the office of the state actuary shall provide the board with any information or assistance the board requests. The board shall also receive stakeholder input as part of its deliberation. The board shall submit a report of the results of this study to the legislature by January 1, 2020.

NEW SECTION. Sec. 142. FOR THE STATE INVESTMENT BOARD

State Investment Board Expense Account—State	
Appropriation	\$60,028,000
TOTAL	APPROPRIATION
.....	\$60,028,000

NEW SECTION. Sec. 143. FOR THE LIQUOR AND CANNABIS BOARD

General Fund—State Appropriation (FY 2020).....	\$356,000
General Fund—State Appropriation (FY 2021).....	\$392,000
General Fund—Federal Appropriation	\$3,034,000
General Fund—Private/Local Appropriation.....	\$75,000
Dedicated Marijuana Account—State Appropriation	
(FY 2020).....	\$11,662,000
Dedicated Marijuana Account—State Appropriation	
(FY 2021).....	\$11,625,000
Pension Funding Stabilization Account—State	
Appropriation	\$80,000
Liquor Revolving Account—State Appropriation	\$74,514,000
TOTAL	APPROPRIATION
.....	\$101,738,000

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 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) The traceability system is subject to the conditions, limitations, and review provided in section 719 of this act.

(3) \$70,000 of the liquor revolving account—state appropriation is provided solely to implement chapter 61, Laws of 2019 (SHB 1034) (restaurant/soju endorsement).

(4) \$23,000 of the dedicated marijuana account—state appropriation for fiscal year 2020 and \$23,000 of the dedicated marijuana account—state appropriation for fiscal year 2021 are provided solely to implement Engrossed Substitute House Bill No. 1794 (marijuana business agreements). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(5) \$722,000 of the dedicated marijuana account—state appropriation for fiscal year 2020 and \$591,000 of the dedicated marijuana account—state appropriation for fiscal year 2021 are provided solely for the implementation of Engrossed Substitute Senate Bill No. 5318 (marijuana license compliance). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(6) \$350,000 of the dedicated marijuana account—state appropriation for fiscal year 2020 and \$350,000 of the dedicated marijuana account—state appropriation for fiscal year 2021 are provided solely for the board to hire additional staff for cannabis enforcement and licensing activities.

(7) \$100,000 of the dedicated marijuana account—state appropriation for fiscal year 2020 is provided solely for the board to convene a work group to determine the feasibility of and make recommendations for varying the marijuana excise tax rate based on product potency. The work group must submit a report of its findings to the appropriate committees of the legislature by December 1, 2019.

NEW SECTION. Sec. 144. FOR THE UTILITIES AND TRANSPORTATION COMMISSION

General Fund—State Appropriation (FY 2020).....	\$173,000
General Fund—State Appropriation (FY 2021).....	\$123,000
General Fund—Private/Local Appropriation	\$16,725,000
Public Service Revolving Account—State Appropriation	\$41,545,000
Pipeline Safety Account—State Appropriation...	\$3,506,000
Pipeline Safety Account—Federal Appropriation	\$3,202,000
TOTAL	APPROPRIATION
.....	\$65,274,000

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

- (1) Up to \$800,000 of the public service revolving account—state appropriation in this section is for the utilities and transportation commission to supplement funds committed by a telecommunications company to expand rural broadband service on behalf of an eligible governmental entity. The amount in this subsection represents payments collected by the utilities and transportation commission pursuant to the Qwest performance assurance plan.

(2) \$330,000 of the public service revolving account—state appropriation is provided solely for implementation of Engrossed Third Substitute House Bill No. 1257 (energy efficiency). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(3) \$92,000 of the general fund—local appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1332 (energy site eval. council). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(4) \$95,000 of the public service revolving account—state appropriation is provided solely for implementation of Substitute House Bill No. 1512 (transportation electrification). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(5) \$182,000 of the public service revolving account—state appropriation is provided solely for implementation of House Bill No. 1841 (crew size on certain trains). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(6) \$50,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the commission to convene a work group on preventing underground utility damage. The work group is subject to the following requirements:

(a) The utilities and transportation commission shall contract with an independent facilitator for the work group to facilitate and moderate meetings, provide objective facilitation and negotiation between work group members, ensure participants receive information and guidance so that they respond in a timely manner, and synthesize agreements and points under negotiation.

(b) The work group shall discuss topics such as, but not limited to: How facility operators and excavators schedule meeting times and places; new requirements for marking locatable underground facilities; a definition of "noninvasive methods"; the procedures that must take place when an excavator discovers (and may or may not damage) an underground facility; positive response procedures; utility identification procedures for newly constructed and replacement underground facilities; the membership composition of the dig law safety committee; liability for damage occurring from an excavation when either the excavator or the facility operator fails to comply with the statutory requirements relating to notice requirements or utility marking requirements; and ensuring consistency with the pipeline and hazardous materials safety administration towards a uniform national standard.

(c) The work group shall include, but is not limited to, members representing cities, counties, public and private utility companies, construction and excavator communities, water-sewer districts, and other government entities with underground facilities.

(d) The work group shall meet a minimum of four times and produce a report with recommendations to the governor and legislature by December 1, 2019.

(7) \$123,000 of the general fund—state appropriation for fiscal year 2020, \$123,000 of the general fund—state appropriation for fiscal year 2021, and \$814,000 of the public services revolving account—state appropriation are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5116 (clean energy). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(8) \$14,000 of the public service revolving account—state appropriation is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1112 (hydrofluorocarbons emissions). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(9) The appropriations in this section include sufficient funding for the implementation of Second Substitute Senate Bill No. 5511 (broadband service).

NEW SECTION. Sec. 145. FOR THE MILITARY DEPARTMENT

General Fund—State Appropriation (FY 2020) ..	\$9,900,000
General Fund—State Appropriation (FY 2021)	\$10,269,000
General Fund—Federal Appropriation.....	\$118,165,000
Enhanced 911 Account—State Appropriation ..	\$43,745,000
Disaster Response Account—State Appropriation	\$28,774,000
Disaster Response Account—Federal Appropriation	\$97,048,000
Military Department Rent and Lease Account—State	
Appropriation	\$615,000
Military Department Active State Service Account—State	
Appropriation	\$400,000
Oil Spill Prevention Account—State Appropriation	\$1,040,000
Worker and Community Right to Know Fund—State	
Appropriation	\$1,848,000
Pension Funding Stabilization Account—State	
Appropriation	\$1,244,000
TOTAL APPROPRIATION	\$313,048,000

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

(1) The military department shall submit a report to the office of financial management and the legislative fiscal committees on February 1st and October 31st of each year detailing information on the disaster response account, including: (a) The amount and type of deposits into the

account; (b) the current available fund balance as of the reporting date; and (c) the projected fund balance at the end of the 2019-2021 biennium based on current revenue and expenditure patterns.

(2) \$40,000,000 of the general fund—federal appropriation is provided solely for homeland security, subject to the following conditions: Any communications equipment purchased by local jurisdictions or state agencies shall be consistent with standards set by the Washington state interoperability executive committee.

(3) \$625,000 of the general fund—state appropriation for fiscal year 2020 and \$625,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the conditional scholarship program pursuant to chapter 28B.103 RCW.

(4) \$11,000,000 of the enhanced 911 account—state appropriation is provided solely for financial assistance to counties.

(5) \$784,000 of the disaster response account—state appropriation is provided solely for fire suppression training, equipment, and supporting costs to national guard soldiers and airmen.

(6) \$100,000 of the enhanced 911 account—state appropriation is provided solely for the department, in collaboration with a representative group of counties, public service answering points, and first responder organizations, to submit a report on the 911 system to the appropriate legislative committees by October 1, 2020. The report must include:

(a) The actual cost per fiscal year for the state, including all political subdivisions, to operate and maintain the 911 system including, but not limited to, the ESInet, call handling equipment, personnel costs, facility costs, contractual costs, administrative costs, and legal fees.

(b) The difference between the actual state and local costs and current state and local 911 funding.

(c) Potential cost-savings and efficiencies through the consolidation of equipment, regionalization of services or merging of facilities, positive and negative impacts on the public, legal or contractual restrictions, and appropriate actions to alleviate these constraints.

(7) \$118,000 of the general fund—state appropriation for fiscal year 2020 and \$118,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Substitute Senate Bill No. 5012 (governmental continuity). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(8) \$464,000 of the general fund—state appropriation for fiscal year 2020 and \$464,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to procure and install sixteen all-hazard alert broadcast sirens to increase inundation zone coverage to alert individuals of an impending tsunami or other disaster.

(9) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to procure and install seismic monitoring stations and global navigation satellite systems that integrate with the early warning system known as ShakeAlert.

(10) \$120,000 of the general fund—state appropriation for fiscal year 2020 and \$120,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to support an education and public outreach program in advance of the new early earthquake warning system known as ShakeAlert.

(11) \$80,000 of the general fund—state appropriation for fiscal year 2020 and \$23,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementing Substitute Senate Bill No. 5106 (natural disaster mitigation). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 146. FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

General Fund—State Appropriation (FY 2020) ..	\$2,238,000
General Fund—State Appropriation (FY 2021) ..	\$2,283,000
Personnel Service Account—State Appropriation	\$4,282,000
Higher Education Personnel Services Account—State	
Appropriation	\$1,410,000
Pension Funding Stabilization Account—State	
Appropriation	\$228,000
TOTAL APPROPRIATION	\$10,441,000

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

(1) \$122,000 of the general fund—state appropriation for fiscal year 2020 and \$112,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the administrative costs associated with implementation of Substitute House Bill No. 1575 (collective bargaining/dues). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(2) The appropriations in this section include sufficient funding for the implementation of Senate Bill No. 5022 (granting interest arbitration to certain higher education uniformed personnel).

NEW SECTION. Sec. 147. FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS

Volunteer Firefighters' and Reserve Officers'	
Administrative Account—State Appropriation	\$1,020,000
TOTAL APPROPRIATION	\$1,020,000

The appropriation in this section is subject to the following conditions and limitations: \$3,000 of the volunteer

firefighters' and reserve officers' administrative account—state appropriation is provided solely for the implementation of Engrossed House Bill No. 1912 (pension benefits and contributions). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

NEW SECTION. Sec. 148. FOR THE BOARD OF ACCOUNTANCY

Certified Public Accountants' Account—State

Appropriation	\$3,631,000
TOTAL APPROPRIATION	
	\$3,631,000

NEW SECTION. Sec. 149. FOR THE FORENSIC INVESTIGATION COUNCIL

Death Investigations Account—State Appropriation

	\$692,000
TOTAL APPROPRIATION ..	
	\$692,000

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

(1) \$250,000 of the death investigations account—state appropriation is provided solely for providing financial assistance to local jurisdictions in multiple death investigations. The forensic investigation council shall develop criteria for awarding these funds for multiple death investigations involving an unanticipated, extraordinary, and catastrophic event or those involving multiple jurisdictions.

(2) \$210,000 of the death investigations account—state appropriation is provided solely for providing financial assistance to local jurisdictions in identifying human remains.

NEW SECTION. Sec. 150. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

General Fund—State Appropriation (FY 2020) ..	\$4,732,000
General Fund—State Appropriation (FY 2021) ..	\$4,795,000
General Fund—Private/Local Appropriation	\$102,000
Building Code Council Account—State Appropriation	\$1,519,000
TOTAL APPROPRIATION	
	\$11,148,000

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

(1) \$4,371,000 of the general fund—state appropriation for fiscal year 2020 and \$4,371,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the payment of facilities and services charges to include campus rent, utilities, parking, and contracts, public and historic facilities charges, and capital projects surcharges allocable to the senate, house of representatives, statute law committee, legislative support services, and joint legislative systems committee. The department shall allocate charges attributable to these agencies among the affected revolving funds. The department shall maintain an interagency agreement with these agencies to establish performance standards,

prioritization of preservation and capital improvement projects, and quality assurance provisions for the delivery of services under this subsection. The legislative agencies named in this subsection shall continue to enjoy all of the same rights of occupancy and space use on the capitol campus as historically established.

(2) In accordance with RCW 46.08.172 and 43.135.055, the department is authorized to increase parking fees in fiscal years 2020 and 2021 as necessary to meet the actual costs of conducting business.

(3) Before any agency may purchase a passenger motor vehicle as defined in RCW 43.19.560, the agency must have written approval from the director of the department of enterprise services. Agencies that are exempted from the requirement are the Washington state patrol, Washington state department of transportation, and the department of natural resources.

(4) From the fee charged to master contract vendors, the department shall transfer to the office of minority and women's business enterprises in equal monthly installments \$1,500,000 in fiscal year 2020 and \$1,300,000 in fiscal year 2021.

(5) \$100,000 of the general fund—state appropriation in fiscal year 2020 and \$100,000 of the general fund—state appropriation in fiscal year 2021 is provided solely for the agency to procure cyber incident insurance on behalf of forty-three small to medium sized agencies that are currently without this coverage.

(6)(a) During the 2019-2021 fiscal biennium, the department must revise its master contracts with vendors, including cooperative purchasing agreements under RCW 39.26.060, to include a provision to require that each vendor agrees to equality among its workers by ensuring similarly employed individuals are compensated as equals as follows:

(i) Employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed;

(ii) Vendors may allow differentials in compensation for its workers based in good faith on any of the following:

(A) A seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels.

(B) A bona fide job-related factor or factors may include, but not be limited to, education, training, or experience, that is: Consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential.

(C) A bona fide regional difference in compensation level must be: Consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential.

(b) The provision must allow for the termination of the contract if the public entity using the contract or agreement of the department of enterprise services determines that the vendor is not in compliance with this agreement or contract term.

(c) The department must implement this provision with any new contract and at the time of renewal of any existing contract.

(d) Any cost for the implementation of this section must be recouped from the fees charged to master contract vendors.

(7) \$10,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the department to query and inventory all state agency use and amounts of glyphosate. Within amounts provided, the department must offer to pay to state agencies the difference in costs for using alternatives for vegetation control. A report to the appropriate committees of the legislature on the findings of the query and inventory must be made by December 31, 2019.

(8)(a) \$5,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for a legislative work group to study and make recommendations on a monument on the capital campus to honor residents who died in the global war in terror. The department of enterprise services must staff the work group, which shall be composed of:

(i) One member from each of the four major caucuses of the legislature;

(ii) The director of the department of veterans affairs or his or her designee;

(iii) The director of the Washington state parks and recreation commission or his or her designee;

(iv) The director of the department of enterprise services or his or her designee;

(v) The director of the Washington state military department or his or her designee;

(vi) The secretary of state or his or her designee;

(vii) The state archivist or his or her designee;

(viii) A representative of the capitol campus design advisory committee that is not the secretary of state or a legislative member already designated to be part of the work group; and

(ix) Two representatives from veterans organizations appointed by the governor.

(b) The work group shall choose two cochairs from among its legislative membership. The legislative membership shall convene the initial meeting of the work group before November 1, 2019.

(c) The work group shall:

(i) Conduct a study of the feasibility of establishing a new memorial on the capitol campus to honor fallen service members from the global war on terrorism;

(ii) Provide the names of the recommended individuals to be honored at the memorial;

(iii) Recommend locations where the memorial could be constructed on the capitol campus and provide any permit requirements or other restrictions that may exist for each location;

(iv) Provide potential draft designs that could be used for the memorial;

(v) Provide information regarding the anticipated funding needed for:

(A) The design, construction, and placement of the memorial;

(B) Any permits that may be required;

(C) Anticipated ongoing maintenance cost for the memorial based on potential materials used and historical maintenance of other memorials on campus; and

(D) An unveiling ceremony or other expenses that may be necessary for the memorial;

(vi) Make recommendations regarding the funding sources that may be available, which may include solicitation of private funds or a method for obtaining the necessary funds; and

(vii) Make recommendations regarding an agency, committee, or commission to coordinate the design, construction, and placement of a memorial on the capitol campus.

(d) Legislative members of the work group shall be reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members shall be reimbursed for travel expenses in accordance with chapter 43.03 RCW.

(e) The work group shall submit a report of its recommendations to the appropriate committees of the legislature in accordance with RCW 43.01.036 by November 1, 2020.

(9) The department may expend private local funds for new signage designating the Joan Benoit Samuelson marathon park if the private local funds are received for that specific purpose.

(10)(a) Within existing resources, beginning October 31, 2019, the department, in collaboration with consolidated technology services, must provide a report to fiscal committees of the legislature by October 31st of each calendar year that reflects information technology contract information based on a contract snapshot from June 30 of that calendar year. The department will coordinate to receive contract information for all contracts to include those where the department has delegated authority so that the report includes statewide contract information. The report must contain a list of all information technology contracts to include the agency name, contract number, vendor name, the contract term start and end dates, the contract dollar amount in total, contract dollar amount by state fiscal year, and type of service delivered. The list of contracts must be provided electronically in excel and sortable by all fields.

(b) In determining the type of service delivered, groupings must include agreed upon items by the department, the office of the chief information officer, senate fiscal staff, and house fiscal staff. This grouping criteria must be agreed upon by August 31, 2019.

(11) The department must use any new resources provided for civic education solely for the free-to-schools civic education program.

NEW SECTION. Sec. 151. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund—State Appropriation (FY 2020).....	\$1,926,000
General Fund—State Appropriation (FY 2021).....	\$1,979,000
General Fund—Federal Appropriation	\$2,150,000
General Fund—Private/Local Appropriation.....	\$14,000
Pension Funding Stabilization Account—State Appropriation	\$136,000
TOTAL APPROPRIATION	
\$6,205,000	

The appropriations in this section are subject to the following conditions and limitations: \$103,000 of the general fund—state appropriation for fiscal year 2020 and \$103,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for archaeological determinations and excavations of inadvertently discovered skeletal human remains, and removal and reinterment of such remains when necessary.

NEW SECTION. Sec. 152. FOR THE CONSOLIDATED TECHNOLOGY SERVICES AGENCY

General Fund—State Appropriation (FY 2020).....	\$188,000
General Fund—State Appropriation (FY 2021).....	\$188,000
Consolidated Technology Services Revolving Account— State Appropriation	\$25,048,000
Consolidated Technology Services Revolving Nonappropriated Account—State Appropriation	\$244,176,000
TOTAL APPROPRIATION	
\$269,600,000	

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

(1) \$12,297,000 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 subject to the provisions of section 719 of this act. The staff 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

(iii) Beginning December 31, 2019, provide independent recommendations to legislative fiscal committees by December of each calendar year on oversight of IT projects.

(b)(i) \$250,000 of the consolidated technology services revolving account—state appropriation is provided solely to ensure that the state has a more nimble, extensible information technology dashboard. Dashboard elements must include at the minimum:

(A) Start date of the project;

(B) End date of the project when the project will close out and implementation will occur;

(C) Term of the project in fiscal years across all biennia to reflect the start of the project through the end of the project;

(D) Total project cost from start date through end date in total dollars, and a subtotal of near general fund outlook;

(E) Estimated annual fiscal year cost for maintenance and operations after implementation and close out;

(F) Actual spend by fiscal year and in total for fiscal years that are closed; and

(G) Date a feasibility study was completed.

(ii) The office of the chief information officer may recommend additional elements be included but must have agreement with legislative fiscal committees and the office of financial management prior to including the additional elements.

(2) \$12,751,000 of the consolidated technology services revolving account—state appropriation is provided solely for the office of cyber security. Of this amount:

(a) \$800,000 of the consolidated technology services revolving account—state appropriation is provided solely for the computer emergency readiness to review security designs of computer systems and to complete security evaluations of state agency systems and applications to identify vulnerabilities and opportunities for system hardening.

(b) \$768,000 of the consolidated technology services revolving account—state appropriation is provided solely for the office of cyber security to decrypt network traffic to identify and evaluate network traffic for malicious activity and threats, and is subject to the conditions, limitations, and review provided in section 719 of this act.

(c) \$608,000 of the consolidated technology services revolving account—state appropriation is provided solely for the office of cyber security to complete cyber security designs for new platforms, databases, and applications.

(3) The consolidated technology services agency shall work with customer agencies using the Washington state electronic records vault (WASERV) to identify opportunities to:

(a) Reduce storage volumes and costs associated with vault records stored beyond the agencies' record retention schedules; and

(b) Assess a customized service charge as defined in chapter 304, Laws of 2017 for costs of using WASERV to prepare data compilations in response to public records requests.

(4)(a) In conjunction with the office of the chief information officer's prioritization of proposed information technology expenditures, agency budget requests for proposed information technology expenditures must include the following:

(i) The agency's priority ranking of each information technology request;

(ii) The estimated cost by fiscal year and by fund for the current biennium;

(iii) The estimated cost by fiscal year and by fund for the ensuing biennium;

(iv) The estimated total cost for the current and ensuing biennium;

(v) The total cost by fiscal year, by fund, and in total, of the information technology project since it began;

(vi) The estimated cost by fiscal year and by fund over all biennia through implementation and close out and into maintenance and operations;

(vii) The estimated cost by fiscal year and by fund for service level agreements once the project is implemented;

(viii) The estimated cost by fiscal year and by fund for agency staffing for maintenance and operations once the project is implemented; and

(ix) The expected fiscal year when the agency expects to complete the request.

(b) The office of the chief information officer and the office of financial management may request agencies to include additional information on proposed information technology expenditure requests.

(5) The consolidated technology services agency must not increase fees charged for existing services without prior approval by the office of financial management. The agency may develop fees to recover the actual cost of new infrastructure to support increased use of cloud technologies.

(6) Within existing resources, the agency must provide oversight of state procurement and contracting for

information technology goods and services by the department of enterprise services.

(7) Within existing resources, the agency must host, administer, and support the state employee directory in an online format to provide public employee contact information.

(8) \$1,524,000 of the consolidated technology services revolving account-non-appropriated is provided solely to the logging and monitoring project and is subject to the conditions, limitations, and review provided in section 719 of this act.

(9) \$750,000 of the general fund—state appropriation for fiscal year 2020 is provided for the office to conduct a statewide cloud computing readiness assessment to prepare for the migration of core services to cloud services, including ways it can leverage cloud computing to reduce costs. The assessment must:

(a) Inventory state agency assets, associated service contracts, and other relevant information;

(b) Identify impacts to state agency staffing resulting from the migration to cloud computing including:

(i) Skill gaps between current on-premises computing practices and how cloud services are procured, secured, administered, maintained, and developed; and

(ii) Necessary retraining and ongoing training and development to ensure state agency staff maintain the skills necessary to effectively maintain information security and understand changes to enterprise architectures;

(c) Identify additional resources needed by the agency to enable sufficient cloud migration support to state agencies; and

(d) Be submitted as a report, by June 30, 2020, to the governor and the appropriate committees of the legislature that summarizes statewide cloud migration readiness and makes recommendations for migration goals.

(10) The health care authority, the health benefit exchange, the department of social and health services, the department of health, and the department of children, youth, and families shall work together within existing resources to establish the health and human services enterprise coalition (the coalition). The coalition, led by the health care authority, must be a multi-organization collaborative that provides strategic direction and federal funding guidance for projects that have cross-organizational or enterprise impact, including information technology projects that affect organizations within the coalition. By October 31, 2019, the coalition must submit a report to the governor and the legislature that describes the coalition's plan for projects affecting the coalition organizations. The report must include any information technology projects impacting coalition organizations and, in collaboration with the office of the chief information officer, provide: (a) The status of any information technology projects currently being developed or implemented that affect the coalition; (b) funding needs of these current and future information technology projects; and (c) next steps for the coalition's

information technology projects. The office of the chief information officer shall maintain a statewide perspective when collaborating with the coalition to ensure that the development of projects identified in this report are planned for in a manner that ensures the efficient use of state resources and maximizes federal financial participation. The work of the coalition is subject to the conditions, limitations, and review provided in section 719 of this act.

NEW SECTION. Sec. 153. FOR THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS

Professional Engineers' Account—State Appropriation \$4,863,000

TOTAL APPROPRIATION \$4,863,000

The appropriation in this section is subject to the following conditions and limitations: \$4,172,000 of the professional engineers' account—state appropriation is provided solely for implementation of House Bill No. 1176 (businesses and professions). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

PART II

HUMAN SERVICES

NEW SECTION. Sec. 201. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(1) The appropriations to the department of social and health services in this act shall be expended for the programs and in the amounts specified in this act. Appropriations made in this act to the department of social and health services shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act except as expressly provided in this act, nor shall allotment modifications permit moneys that are provided solely for a specified purpose to be used for other than that purpose.

(2) The department of social and health services shall not initiate any services that require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(3) The legislature finds that medicaid payment rates, as calculated by the department pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that cost reports, payment data from the federal government, historical utilization, economic data, and clinical input constitute reliable data upon which to determine the payment rates.

(4) The department shall to the maximum extent practicable use the same system for delivery of spoken-language interpreter services for social services appointments as the one established for medical appointments in the health care authority. When contracting directly with an individual to deliver spoken language interpreter services, the department shall only contract with language access providers who are working at a location in the state and who are state-certified or state-authorized, except that when such a provider is not available, the department may use a language access provider who meets other certifications or standards deemed to meet state standards, including interpreters in other states.

(5) 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 department of social and health services are subject to technical oversight by the office of the chief information officer.

(6)(a) The department shall facilitate enrollment under the medicaid expansion for clients applying for or receiving state funded services from the department and its contractors. Prior to open enrollment, the department shall coordinate with the health care authority to provide referrals to the Washington health benefit exchange for clients that will be ineligible for medicaid.

(b) To facilitate a single point of entry across public and medical assistance programs, and to maximize the use of federal funding, the health care authority, the department of social and health services, and the health benefit exchange will coordinate efforts to expand HealthPlanfinder access to public assistance and medical eligibility staff. The department shall complete medicaid applications in the HealthPlanfinder for households receiving or applying for public assistance benefits.

(7) The health care authority, the health benefit exchange, the department of social and health services, the department of health, and the department of children, youth, and families shall work together within existing resources to establish the health and human services enterprise coalition (the coalition). The coalition, led by the health care authority, must be a multi-organization collaborative that provides strategic direction and federal funding guidance for projects that have cross-organizational or enterprise impact, including information technology projects that affect organizations within the coalition. By October 31, 2019, the

coalition must submit a report to the governor and the legislature that describes the coalition's plan for projects affecting the coalition organizations. The report must include any information technology projects impacting coalition organizations and, in collaboration with the office of the chief information officer, provide: (a) The status of any information technology projects currently being developed or implemented that affect the coalition; (b) funding needs of these current and future information technology projects; and (c) next steps for the coalition's information technology projects. The office of the chief information officer shall maintain a statewide perspective when collaborating with the coalition to ensure that the development of projects identified in this report are planned for in a manner that ensures the efficient use of state resources and maximizes federal financial participation. The work of the coalition is subject to the conditions, limitations, and review provided in section 719 of this act.

NEW SECTION. Sec. 202. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH PROGRAM

(1) INSTITUTIONAL SERVICES

General Fund—State Appropriation (FY 2020)	\$400,740,000
General Fund—State Appropriation (FY 2021)	\$417,578,000
General Fund—Federal Appropriation	\$117,745,000
General Fund—Private/Local Appropriation....	\$27,800,000
Pension Funding Stabilization Account—State Appropriation.....	\$33,300,000
TOTAL	APPROPRIATION
.....	\$997,163,000

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

(a) The state psychiatric hospitals may use funds appropriated in this subsection to purchase goods, services, and supplies through hospital group purchasing organizations when it is cost-effective to do so.

(b) \$311,000 of the general fund—state appropriation for fiscal year 2020 and \$310,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a community partnership between western state hospital and the city of Lakewood to support community policing efforts in the Lakewood community surrounding western state hospital. The amounts provided in this subsection (1)(b) are for the salaries, benefits, supplies, and equipment for one full-time investigator, one full-time police officer, and one full-time community service officer at the city of Lakewood. The department must collect data from the city of Lakewood on the use of the funds and the number of calls responded to by the community policing program and submit a report with this information to the office of financial management and the appropriate fiscal committees of the legislature each December of the fiscal biennium.

(c) \$45,000 of the general fund—state appropriation for fiscal year 2020 and \$45,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for payment to the city of Lakewood for police services provided by the city at western state hospital and adjacent areas.

(d) \$19,000 of the general fund—state appropriation for fiscal year 2020 and \$19,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for payment to the city of Medical Lake for police services provided by the city at eastern state hospital and adjacent areas. The city must submit a proposal to the department for a community policing program for eastern state hospital and adjacent areas by September 30, 2019.

(e) \$135,000 of the general fund—state appropriation for fiscal year 2020 and \$135,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to hire an on-site safety compliance officer, stationed at Western State Hospital, to provide oversight and accountability of the hospital's response to safety concerns regarding the hospital's work environment.

(f) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to track compliance with RCW 71.05.365 requirements for transition of state hospital patients into community settings within fourteen days of the determination that they no longer require active psychiatric treatment at an inpatient level of care. The department must use these funds to track the following elements related to this requirement: (i) The date on which an individual is determined to no longer require active psychiatric treatment at an inpatient level of care; (ii) the date on which the behavioral health entities and other organizations responsible for resource management services for the person is notified of this determination; and (iii) the date on which either the individual is transitioned to the community or has been re-evaluated and determined to again require active psychiatric treatment at an inpatient level of care. The department must provide this information in regular intervals to behavioral health entities and other organizations responsible for resource management services. The department must summarize the information and provide a report to the office of financial management and the appropriate committees of the legislature on progress toward meeting the fourteen day standard by December 1, 2019 and December 1, 2020.

(g) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department, in collaboration with the health care authority, to develop and implement a predictive modeling tool which identifies clients who are at high risk of future involvement with the criminal justice system and for developing a model to estimate demand for civil and forensic state hospital bed needs pursuant to the following requirements.

(i) The predictive modeling tool must be developed to leverage data from a variety of sources and identify factors that are strongly associated with future criminal justice involvement. The department must submit a report to the office of financial management and the appropriate committees of the legislature which describes the following: (A) The proposed data sources to be used in the predictive model and how privacy issues will be addressed; (B) modeling results including a description of measurable factors most strongly predictive of risk of future criminal justice involvement; (C) an assessment of the accuracy, timeliness, and potential effectiveness of the tool; (D) identification of interventions and strategies that can be effective in reducing future criminal justice involvement of high risk patients; and (E) the timeline for implementing processes to provide monthly lists of high-risk client to contracted managed care organizations and behavioral health entities.

(ii) The model for civil and forensic state hospital bed need must be developed and updated in consultation with staff from the office of financial management and the appropriate fiscal committees of the state legislature. The model shall incorporate factors for capacity in state hospitals as well as contracted facilities, which provide similar levels of care, referral patterns, wait lists, lengths of stay, and other factors identified as appropriate for predicting the number of beds needed to meet the demand for civil and forensic state hospital services. Factors should include identification of need for the services and analysis of the effect of community investments in behavioral health services and other types of beds that may reduce the need for long-term civil commitment needs. The department must submit a report to the legislature by October 1, 2019, with an update of the model and the estimated civil and forensic state hospital bed need through the end of fiscal year 2027. The department must continue to update the model on a calendar quarterly basis and provide updates to the office of financial management and the appropriate committees of the legislature accordingly.

(h) \$2,982,000 of the general fund—state appropriation for fiscal year 2020 and \$2,199,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the phase-in of the settlement agreement under *Trueblood, et al. v. Department of Social and Health Services, et al.*, United States District Court for the Western District of Washington, Cause No. 14-cv-01178-MJP. The department, in collaboration with the health care authority and the criminal justice training commission, must implement the provisions of the settlement agreement pursuant to the timeline and implementation plan provided for under the settlement agreement. This includes implementing provisions related to competency evaluations, competency restoration, crisis diversion and supports, education and training, and workforce development.

(i) \$6,450,000 of the general fund—state appropriation for fiscal year 2020 and \$7,147,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to maintain and further increase implementation of efforts to improve the timeliness of competency evaluation services for individuals who are in

local jails pursuant to chapter 5, Laws of 2015 (SSB 5889) (timeliness of competency treatment and evaluation services). This funding must be used solely to maintain increases in the number of competency evaluators that began in fiscal year 2016 and further increase the number of staff providing competency evaluation services. During the 2019-2021 fiscal biennium, the department must use a portion of these amounts to increase the number of forensic evaluators pursuant to the settlement agreement under *Trueblood, et al. v. Department of Social and Health Services, et al.*, United States District Court for the Western District of Washington, Cause No. 14-cv-01178-MJP.

(j) \$56,441,000 of the general fund—state appropriation for fiscal year 2020, \$63,159,000 of the general fund—state appropriation for fiscal year 2021, and \$2,127,000 of the general fund—federal appropriation are provided solely for implementation of efforts to improve the timeliness of competency restoration services pursuant to chapter 5, Laws of 2015 (SSB 5889) (timeliness of competency treatment and evaluation services). These amounts must be used to maintain increases that began in fiscal year 2016 and further increase the number of forensic beds at western state hospital and eastern state hospital. Pursuant to chapter 7, Laws of 2015 1st sp. sess. (2E2SSB 5177) (timeliness of competency treatment and evaluation services), the department may contract some of these amounts for services at alternative locations if the secretary determines that there is a need. During the 2019-2021 fiscal biennium, the department must use a portion of these amounts to increase forensic bed capacity at the state hospitals pursuant to the settlement agreement under *Trueblood, et al. v. Department of Social and Health Services, et al.*, United States District Court for the Western District of Washington, Cause No. 14-cv-01178-MJP.

(k) \$67,463,000 of the general fund—state appropriation for fiscal year 2020 and \$67,463,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to continue to implement an acuity based staffing tool at western state hospital and eastern state hospital in collaboration with the hospital staffing committees. Of the amounts provided in each fiscal year, \$33,102,000 is provided on a one-time basis.

(i) The staffing tool must be designed and implemented to identify, on a daily basis, the clinical acuity on each patient ward and determine the minimum level of direct care staff by profession to be deployed to meet the needs of the patients on each ward. The department must also continue to update, in collaboration with the office of financial management's labor relations office, the staffing committees, and state labor unions, an overall state hospital staffing plan that looks at all positions and functions of the facilities and that is informed by a review of the Oregon state hospital staffing model.

(ii) Within these amounts, the department must establish, monitor, track, and report monthly staffing and expenditures at the state hospitals, including overtime and use of locums, to the functional categories identified in the recommended staffing plan. The allotments and tracking of staffing and expenditures must include all areas of the state hospitals, must be done at the ward level, and must include

contracted facilities providing forensic restoration services as well as the office of forensic mental health services. By December 1, 2019, the department and hospital staffing committees must submit a report to the office of financial management and the appropriate committees of the legislature that includes the following: (A) Progress in implementing the acuity based staffing tool; (B) a comparison of average monthly staffing expenditures to budgeted staffing levels and to the recommended state hospital staffing plan by function and at the ward level; and (C) metrics and facility performance for the use of overtime and extra duty pay, patient length of stay, discharge management, active treatment planning, medication administration, patient and staff aggression, and staff recruitment and retention. The department must use information gathered from implementation of the clinical staffing tool and the hospital-wide staffing model to provide budget oversight and accountability and inform and prioritize future budget requests for staffing at the state hospitals.

(iii) The department must submit calendar quarterly reports to the office of financial management and the appropriate committees of the legislature that include monitoring of monthly spending, staffing levels, overtime and use of locums compared to allotments and to the recommended state hospital staffing model. The format for these reports must be developed in consultation with staff from the office of financial management and the appropriate committees of the legislature. The reports must include an update from the hospital staffing committees.

(iv) Monthly staffing levels and related expenditures at the state hospitals must not exceed official allotments without prior written approval from the director of the office of financial management. In the event the director of the office of financial management approves an increase in monthly staffing levels and expenditures beyond what is budgeted, notice must be provided to the appropriate committees of the legislature within thirty days of such approval. The notice must identify the reason for the authorization to exceed budgeted staffing levels and the time frame for the authorization. Extensions of authorizations under this subsection must also be submitted to the director of the office of financial management for written approval in advance of the expiration of an authorization. The office of financial management must notify the appropriate committees of the legislature of any extensions of authorizations granted under this subsection within thirty days of granting such authorizations and identify the reason and time frame for the extension.

(l) \$11,285,000 of the general fund—state appropriation for fiscal year 2020 and \$10,581,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to implement strategies to improve patient and staff safety at eastern and western state hospitals. These amounts must be used for implementing a new intensive care model program at western state hospital. Remaining amounts may be used for enclosure of nursing stations, increasing the number of security guards, and provision of training on patient and staff safety. The department must provide implementation reports

to the office of financial management and the appropriate committees of the legislature as follows:

(i) A report must be submitted by December 1, 2019, which includes a description of the intensive care model being implemented, a profile of the types of patients being served at the program, the staffing model being used for the program, and preliminary information on outcomes associated with the program. The outcomes section should include tracking data on facility wide metrics related to patient and staff safety as well as individual outcomes related to the patients served on the unit.

(ii) A report must be submitted by December 1, 2020, which provides an update on the implementation of the intensive care model, any changes that have occurred, and updated information on the outcomes associated with implementation of the program.

(m) \$4,262,000 of the general fund—state appropriation for fiscal year 2021 and \$2,144,000 of the general fund—federal appropriation are provided solely to open a new unit at the child study treatment center which shall serve up to eighteen children.

(n) \$2,593,000 of the general fund—state appropriation for fiscal year 2020 and \$2,593,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to increase services to patients found not guilty by reason of insanity under the *Ross v. Laswhay* settlement agreement.

(2) PROGRAM SUPPORT

General Fund—State Appropriation (FY 2020) ..	\$5,884,000
General Fund—State Appropriation (FY 2021) ..	\$5,763,000
General Fund—Federal Appropriation.....	\$315,000
TOTAL	APPROPRIATION
.....	.....\$11,962,000

NEW SECTION. Sec. 203. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL DISABILITIES PROGRAM

(1) COMMUNITY SERVICES

General Fund—State Appropriation (FY 2020) ..	\$737,825,000
General Fund—State Appropriation (FY 2021) ..	\$803,041,000
General Fund—Federal Appropriation.....	\$1,591,789,000
General Fund—Private/Local Appropriation	\$4,024,000
Pension Funding Stabilization Account—State	
Appropriation	\$6,364,000
TOTAL	APPROPRIATION
.....	.....\$3,143,043,000

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

(a) Individuals receiving services as supplemental security income (SSI) state supplemental payments may not become eligible for medical assistance under RCW 74.09.510 due solely to the receipt of SSI state supplemental payments.

(b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and 43.135.055, the department is authorized to increase nursing facility, assisted living facility, and adult family home fees as necessary to fully support the actual costs of conducting the licensure, inspection, and regulatory programs. The license fees may not exceed the department's annual licensing and oversight activity costs and shall include the department's cost of paying providers for the amount of the license fee attributed to medicaid clients.

(i) The current annual renewal license fee for adult family homes is \$225 per bed beginning in fiscal year 2020 and \$225 per bed beginning in fiscal year 2021. A processing fee of \$2,750 must be charged to each adult family home when the home is initially licensed. This fee is nonrefundable. A processing fee of \$700 must be charged when adult family home providers file a change of ownership application.

(ii) The current annual renewal license fee for assisted living facilities is \$116 per bed beginning in fiscal year 2020 and \$116 per bed beginning in fiscal year 2021.

(iii) The current annual renewal license fee for nursing facilities is \$359 per bed beginning in fiscal year 2020 and \$359 per bed beginning in fiscal year 2021.

(c) \$7,527,000 of the general fund—state appropriation for fiscal year 2020, \$16,092,000 of the general fund—state appropriation for fiscal year 2021, and \$29,989,000 of the general fund—federal appropriation are provided solely for the implementation of the agreement reached between the governor and the service employees international union healthcare 775nw under the provisions of chapters 74.39A and 41.56 RCW for the 2019-2021 fiscal biennium.

(d) \$1,058,000 of the general fund—state appropriation for fiscal year 2020, \$2,245,000 of the general fund—state appropriation for fiscal year 2021, and \$4,203,000 of the general fund—federal appropriation are provided solely for the homecare agency parity impacts of the agreement between the governor and the service employees international union healthcare 775nw.

(e) The department may authorize a one-time waiver of all or any portion of the licensing and processing fees required under RCW 70.128.060 in any case in which the department determines that an adult family home is being relicensed because of exceptional circumstances, such as death or incapacity of a provider, and that to require the full payment of the licensing and processing fees would present a hardship to the applicant. In these situations the department is also granted the authority to waive the required residential administrator training for a period of 120 days if necessary to ensure continuity of care during the relicensing process.

(f) Community residential cost reports that are submitted by or on behalf of contracted agency providers are

required to include information about agency staffing (including health insurance, wages, number of positions, and turnover).

(g) \$1,705,000 of the general fund—state appropriation for fiscal year 2020, \$1,688,000 of the general fund—state appropriation for fiscal year 2021, and \$1,465,000 of the general fund—federal appropriation are provided solely for the development and implementation of thirteen enhanced respite beds across the state for children. These services are intended to provide families and caregivers with a break in caregiving, the opportunity for behavioral stabilization of the child, and the ability to partner with the state in the development of an individualized service plan that allows the child to remain in his or her family home. The department must provide the legislature with a respite utilization report in January of each year that provides information about the number of children who have used enhanced respite in the preceding year, as well as the location and number of days per month that each respite bed was occupied.

(h) \$2,025,000 of the general fund—state appropriation for fiscal year 2020 and \$2,006,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the development and implementation of thirteen community respite beds across the state for adults. These services are intended to provide families and caregivers with a break in caregiving and the opportunity for stabilization of the individual in a community-based setting as an alternative to using a residential habilitation center to provide planned or emergent respite. The department must provide the legislature with a respite utilization report by January of each year that provides information about the number of individuals who have used community respite in the preceding year, as well as the location and number of days per month that each respite bed was occupied.

(i) \$4,005,000 of the general fund—state appropriation for fiscal year 2020, \$6,084,000 of the general fund—state appropriation for fiscal year 2021, and \$9,826,000 of the general fund—federal appropriation are provided solely to continue community alternative placement beds that prioritize the transition of clients who are ready for discharge from the state psychiatric hospitals, but who have additional long-term care or developmental disability needs.

(i) Community alternative placement beds include enhanced service facility beds, adult family home beds, skilled nursing facility beds, shared supportive housing beds, state operated living alternative beds, and assisted living facility beds.

(ii) Each client must receive an individualized assessment prior to leaving one of the state psychiatric hospitals. The individualized assessment must identify and authorize personal care, nursing care, behavioral health stabilization, physical therapy, or other necessary services to meet the unique needs of each client. It is the expectation that, in most cases, staffing ratios in all community alternative placement options described in (i)(i) of this subsection will need to increase to meet the needs of clients leaving the state psychiatric hospitals. If specialized training

is necessary to meet the needs of a client before he or she enters a community placement, then the person centered service plan must also identify and authorize this training.

(iii) When reviewing placement options, the department must consider the safety of other residents, as well as the safety of staff, in a facility. An initial evaluation of each placement, including any documented safety concerns, must occur within thirty days of a client leaving one of the state psychiatric hospitals and entering one of the community placement options described in (i)(i) of this subsection. At a minimum, the department must perform two additional evaluations of each placement during the first year that a client has lived in the facility.

(iv) In developing bed capacity, the department shall consider the complex needs of individuals waiting for discharge from the state psychiatric hospitals.

(j) \$1,029,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for state-operated behavioral health group training homes for clients with developmental disabilities who require a short-term placement for crisis stabilization following a hospital stay. The developmental disabilities administration shall research and assess options to claim federal medicaid funds for state-operated behavioral health group training homes and report its findings to the governor and appropriate legislative committees by December 1, 2019.

(k) \$605,000 of the general fund—state appropriation for fiscal year 2020, \$1,627,000 of the general fund—state appropriation for fiscal year 2021, and \$1,797,000 of the general fund—federal appropriation are provided solely for expanding the number of clients receiving services under the basic plus medicaid waiver. Approximately three hundred fifty additional clients are anticipated to graduate from high school during the 2019-2021 fiscal biennium and will receive employment services under this expansion.

(l) \$20,243,000 of the general fund—state appropriation for fiscal year 2020, \$41,933,000 of the general fund—state appropriation for fiscal year 2021, and \$60,976,000 of the general fund—federal appropriation are provided solely to increase rates for community residential service providers offering supported living, group home, and licensed staff residential services to individuals with development disabilities. The amounts in this subsection (1)(l) include funding to increase the rate by 13.5 percent effective January 1, 2020.

The amounts provided in this subsection must be used to improve the recruitment and retention of quality direct care staff to better protect the health and safety of clients with developmental disabilities.

(m) The developmental disabilities administration shall undertake the following efforts to expand the array of community placements that may serve residents in transition from residential habilitation centers:

(i) Assess the feasibility of adding enhanced service facilities to the menu of medicaid waiver services for residents in transition from residential habilitation centers to

the community, and report to the governor and appropriate legislative committees by November 1, 2019, on recommendations to make enhanced service facilities an option for this population; and

(ii) Make good-faith efforts to place residential habilitation center residents who wish to move to the community with supported living or other contracted community-based providers. For any residential habilitation center residents who wish to move to the community but whom the developmental disabilities administration is unable to place with a contracted community-based provider, the developmental disabilities administration shall report to the governor and appropriate legislative committees by November 1, 2019, on the number of such residents, the specific barriers to placement, and any recommendations for policies that would incentivize contracted community-based providers to serve residents who wish to transition from residential habilitation centers.

(n) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to establish parent-to-parent programs for parents of children with developmental disabilities in Ferry, Pend Oreille, Stevens, San Juan, and Wahkiakum counties.

(o) \$401,000 of the general fund—state appropriation for fiscal year 2020, \$424,000 of the general fund—state appropriation for fiscal year 2021, and \$1,043,000 of the general fund—federal appropriation are provided solely to assist home care agencies with implementing electronic visit verification systems that are compliant with the federal 21st century cures act no later than January 1, 2020.

(p) \$3,626,000 of the general fund—state appropriation for fiscal year 2020, \$4,757,000 of the general fund—state appropriation for fiscal year 2021, and \$10,444,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for the 2019-2021 fiscal biennium.

(q) \$63,000 of the general fund—state appropriation for fiscal year 2020 and \$62,000 of the general fund—federal appropriation are provided solely to begin implementing an asset verification system that is compliant with the federal medicaid extenders act by January 1, 2021 and is subject to the conditions, limitation, and review provided in section 719 of this act.

(r) \$13,000 of the general fund—state appropriation for fiscal year 2020, \$20,000 of the general fund—state appropriation for fiscal year 2021, and \$23,000 of the general fund—federal appropriation are provided solely to implement chapter 70, Laws of 2019 (SHB 1199).

(s) \$153,000 of the general fund—state appropriation for fiscal year 2020, \$356,000 of the general fund—state appropriation for fiscal year 2021, and \$643,000 of the general fund—federal appropriation are provided solely to increase rates for assisted living facility providers consistent with chapter 225, Laws of 2018 (SHB 2515) and

for a rate add-on to providers that serve sixty percent or more medicaid clients.

(t) \$193,000 of the general fund—state appropriation for fiscal year 2020, \$385,000 of the general fund—state appropriation for fiscal year 2021, and \$654,000 of the general fund—federal appropriation are provided solely for a ten percent rate increase, effective January 1, 2020, for nurse delegation, private duty nursing, and supported living nursing services.

(u) \$3,490,000 of the general fund—local appropriation and \$3,490,000 of the general fund—federal appropriation are provided solely to implement Senate Bill No. 5359 (residential services and supports). The annual certification renewal fee for community residential service businesses is \$847 per client in fiscal year 2020 and \$859 per client in fiscal year 2021. The annual certification renewal fee may not exceed the department's annual licensing and oversight activity costs. If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(v) Within amounts appropriated in this section, the developmental disabilities administration shall evaluate the availability of services for clients and families in rural areas, and develop recommendations for policies to maximize service delivery and increase client flexibility to self-direct service in rural areas. As part of its evaluation, the administration shall consider options to leverage federal funding through existing or new medicaid waiver agreements. The administration shall report its findings and recommendations to the legislature no later than December 1, 2019.

(w) The appropriations in this section include sufficient funding to implement Second Substitute Senate Bill No. 5672 (adult family hopes specialty services).

(x) The appropriations in this section include sufficient funding to implement Substitute House Bill No. 1023 (adult family homes/8 beds). A nonrefundable fee of \$455 shall be charged for each application to increase bed capacity at an adult family home to seven or eight beds.

(y) \$100,000 of the general fund—state appropriation for fiscal year 2020, \$95,000 of the general fund—state appropriation for fiscal year 2021, and \$195,000 of the general fund—federal appropriation are provided solely for discharge case managers stationed at the state psychiatric hospitals. Discharge case managers will transition clients ready for hospital discharge into less restrictive alternative community placements. The transition of clients ready for discharge will free up bed capacity at the state psychiatric hospitals.

(z) \$4,886,000 of the general fund—state appropriation for fiscal year 2020, \$7,150,000 of the general fund—state appropriation for fiscal year 2021, and \$11,894,000 of the general fund—federal appropriation are provided solely to complete the three-year phase in of forty-seven clients from residential habilitation centers to state operated living alternatives.

(aa) \$2,279,000 of the general fund—state appropriation for fiscal year 2020, \$2,279,000 of the general

fund—state appropriation for fiscal year 2021, and \$4,558,000 of the general fund—federal appropriation are provided solely for additional staffing resources for the transition of clients living in the intermediate care facilities at Rainier school, Fircrest school, and Lakeland village to state operated living alternatives to address deficiencies identified by the centers for medicare and medicaid services.

(bb) \$51,000 of the general fund—state appropriation for fiscal year 2020, \$54,000 of the general fund—state appropriation for fiscal year 2021, and \$134,000 of the general fund—federal appropriation are provided solely to increase the administrative rate for home care agencies by five cents per hour effective July 1, 2019.

(cc) \$1,798,000 of the general fund—state appropriation for fiscal year 2020, \$2,422,000 of the general fund—state appropriation for fiscal year 2021, and \$4,219,000 of the general fund—federal appropriation are provided solely for state-operated living alternative homes.

(i) Of the amounts provided in this subsection, \$480,000 of the general fund—state appropriation for fiscal year 2020, \$646,000 of the general fund—state appropriation for fiscal year 2021, and \$1,125,000 of the general fund—federal appropriation are provided solely to place residents in transition from the Rainier PAT A intermediate care facility.

(ii) Of the amounts provided in this subsection, \$420,000 of the general fund—state appropriation for fiscal year 2020, \$565,000 of the general fund—state appropriation for fiscal year 2021, and \$985,000 of the general fund—federal appropriation are provided solely to place developmental disability administration clients upon discharge from a hospital stay when the clients' previous providers are unable to manage the clients' care needs.

(2) INSTITUTIONAL SERVICES

General Fund—State	Appropriation (FY 2020)	\$119,201,000
General Fund—State	Appropriation (FY 2021)	\$120,511,000
General Fund—Federal	Appropriation	\$233,122,000
General Fund—Private/Local	Appropriation	\$27,041,000
Pension Funding Stabilization Account—State	Appropriation	\$11,396,000
TOTAL APPROPRIATION		\$511,271,000

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

(a) Individuals receiving services as supplemental security income (SSI) state supplemental payments may not become eligible for medical assistance under RCW 74.09.510 due solely to the receipt of SSI state supplemental payments.

(b) \$495,000 of the general fund—state appropriation for fiscal year 2020 and \$495,000 of the

general fund—state appropriation for fiscal year 2021 are for the department to fulfill its contracts with the school districts under chapter 28A.190 RCW to provide transportation, building space, and other support services as are reasonably necessary to support the educational programs of students living in residential habilitation centers.

(c) The residential habilitation centers may use funds appropriated in this subsection to purchase goods, services, and supplies through hospital group purchasing organizations when it is cost-effective to do so.

(d) \$830,000 of the general fund—state appropriation for fiscal year 2020 and \$135,000 of the general fund—federal appropriation are provided solely for the loss of federal revenue and the transition of residents due to the decertification of the Rainier school PAT A intermediate care facility by the centers for medicare and medicaid services in calendar year 2019. It is the intent of the legislature that the developmental disabilities administration complete the transitions of Rainier PAT A residents by September 2019.

(e) \$3,455,000 of the general fund—state appropriation for fiscal year 2020, \$3,455,000 of the general fund—state appropriation for fiscal year 2021, and \$6,910,000 of the general fund—federal appropriation are provided solely for additional staffing resources for clients living in the intermediate care facilities at Rainier school, Fircrest school, and Lakeland village to address deficiencies identified by the centers for medicare and medicaid services and to gather information for the 2020 legislative session that will support appropriate levels of care for residential habilitation center clients.

(i) The department of social and health services must contract with the William D. Ruckelshaus center or other neutral third party to continue the facilitation of meetings and discussions about how to support appropriate levels of care for residential habilitation center clients based on the clients' needs and ages. The options explored in the meetings and discussions must include, but are not limited to, the longer-term issues identified in the January 2019 report to the legislature, including shifting care and staffing needs, crisis stabilization, alternative uses of residential habilitation center campus, and transforming adult family homes. An agreed-upon preferred longer term vision must be included within a report to the office of financial management and appropriate fiscal and policy committees of the legislature before December 1, 2019. The report must describe the policy rationale, implementation plan, timeline, and recommended statutory changes for the preferred long-term vision.

(ii) The parties invited to participate in the meetings and discussions must include:

(A) One member from each of the two largest caucuses in the senate, who shall be appointed by the majority leader and minority leader of the senate;

(B) One member from each of the two largest caucuses in the house of representatives, who shall be appointed by the speaker and minority leader of the house of representatives;

(C) One member from the office of the governor, appointed by the governor;

(D) One member from the developmental disabilities council;

(E) One member from the ARC of Washington;

(F) One member from the Washington federation of state employees;

(G) One member from the service employees international union 1199;

(H) One member from the developmental disabilities administration within the department of social and health services;

(I) One member from the aging and long term support administration within the department of social and health services; and

(J) Two members who are family members or guardians of current residential habilitation center residents.

(K) Staff support for the work group must be provided by the department of social and health services.

(3) PROGRAM SUPPORT

General Fund—State Appropriation (FY 2020) ..	\$2,558,000
General Fund—State Appropriation (FY 2021) ..	\$2,660,000
General Fund—Federal Appropriation.....	\$3,080,000
Pension Funding Stabilization Account—State	
Appropriation	\$270,000
TOTAL APPROPRIATION	
\$8,568,000	

(4) SPECIAL PROJECTS

General Fund—State Appropriation (FY 2020)	\$62,000
General Fund—State Appropriation (FY 2021)	\$62,000
General Fund—Federal Appropriation.....	\$1,092,000
Pension Funding Stabilization Account—State	
Appropriation	\$4,000
TOTAL APPROPRIATION	
\$1,220,000	

NEW SECTION. Sec. 204. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—AGING AND ADULT SERVICES PROGRAM

General Fund—State Appropriation (FY 2020)	\$1,313,688,000
General Fund—State Appropriation (FY 2021)	\$1,454,323,000
General Fund—Federal Appropriation.....	\$3,465,113,000
General Fund—Private/Local Appropriation	\$37,765,000
Traumatic Brain Injury Account—State Appropriation	\$4,558,000

Skilled Nursing Facility Safety Net Trust Account—	
State Appropriation	\$133,360,000
Pension Funding Stabilization Account—State	
Appropriation	\$12,392,000
Long-Term Services and Supports Trust Account—State	
Appropriation	\$2,437,000
TOTAL	APPROPRIATION
.....
	\$6,423,636,000

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

(1)(a) For purposes of implementing chapter 74.46 RCW, the weighted average nursing facility payment rate may not exceed \$220.37 for fiscal year 2020 and may not exceed \$251.49 for fiscal year 2021.

(b) The department shall provide a medicaid rate add-on to reimburse the medicaid share of the skilled nursing facility safety net assessment as a medicaid allowable cost. The nursing facility safety net rate add-on may not be included in the calculation of the annual statewide weighted average nursing facility payment rate.

(2) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and 43.135.055, the department is authorized to increase nursing facility, assisted living facility, and adult family home fees as necessary to fully support the actual costs of conducting the licensure, inspection, and regulatory programs. The license fees may not exceed the department's annual licensing and oversight activity costs and shall include the department's cost of paying providers for the amount of the license fee attributed to medicaid clients.

(a) The current annual renewal license fee for adult family homes is \$225 per bed beginning in fiscal year 2020 and \$225 per bed beginning in fiscal year 2021. A processing fee of \$2,750 must be charged to each adult family home when the home is initially licensed. This fee is nonrefundable. A processing fee of \$700 shall be charged when adult family home providers file a change of ownership application.

(b) The current annual renewal license fee for assisted living facilities is \$116 per bed beginning in fiscal year 2020 and \$116 per bed beginning in fiscal year 2021.

(c) The current annual renewal license fee for nursing facilities is \$359 per bed beginning in fiscal year 2020 and \$359 per bed beginning in fiscal year 2021.

(3) The department is authorized to place long-term care clients residing in nursing homes and paid for with state-only funds into less restrictive community care settings while continuing to meet the client's care needs.

(4) \$1,858,000 of the general fund—state appropriation for fiscal year 2020 and \$1,857,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for operation of the volunteer services program. Funding must be prioritized towards serving

populations traditionally served by long-term care services to include senior citizens and persons with disabilities.

(5) \$15,748,000 of the general fund—state appropriation for fiscal year 2020, \$33,024,000 of the general fund—state appropriation for fiscal year 2021, and \$62,298,000 of the general fund—federal appropriation are provided solely for the implementation of the agreement reached between the governor and the service employees international union healthcare 775nw under the provisions of chapters 74.39A and 41.56 RCW for the 2019-2021 fiscal biennium.

(6) \$6,320,000 of the general fund—state appropriation for fiscal year 2020, \$13,142,000 of the general fund—state appropriation for fiscal year 2021, and \$24,768,000 of the general fund—federal appropriation are provided solely for the homecare agency parity impacts of the agreement between the governor and the service employees international union healthcare 775nw.

(7) \$5,094,000 of the general fund—state appropriation for fiscal year 2020 and \$5,094,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for services and support to individuals who are deaf, hard of hearing, or deaf-blind.

(8) The department may authorize a one-time waiver of all or any portion of the licensing and processing fees required under RCW 70.128.060 in any case in which the department determines that an adult family home is being relicensed because of exceptional circumstances, such as death or incapacity of a provider, and that to require the full payment of the licensing and processing fees would present a hardship to the applicant. In these situations the department is also granted the authority to waive the required residential administrator training for a period of 120 days if necessary to ensure continuity of care during the relicensing process.

(9) In accordance with RCW 18.390.030, the biennial registration fee for continuing care retirement communities shall be \$900 for each facility.

(10) \$479,000 of the general fund—state appropriation for fiscal year 2020 and \$479,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the kinship navigator program in the Colville Indian reservation, Yakama Nation, and other tribal areas.

(11) Within available funds, the aging and long term support administration must maintain a unit within adult protective services that specializes in the investigation of financial abuse allegations and self-neglect allegations.

(12) Within amounts appropriated in this subsection, the department shall assist the legislature to continue the work of the joint legislative executive committee on planning for aging and disability issues.

(a) A joint legislative executive committee on aging and disability is continued, with members as provided in this subsection.

(i) Four members of the senate, with the leaders of the two largest caucuses each appointing two members, and

four members of the house of representatives, with the leaders of the two largest caucuses each appointing two members;

(ii) A member from the office of the governor, appointed by the governor;

(iii) The secretary of the department of social and health services or his or her designee;

(iv) The director of the health care authority or his or her designee;

(v) A member from disability rights Washington and a member from the office of long-term care ombuds;

(vi) The insurance commissioner or his or her designee, who shall serve as an ex officio member; and

(vii) Other agency directors or designees as necessary.

(b) The committee must make recommendations and continue to identify key strategic actions to prepare for the aging of the population in Washington, including state budget and policy options, and may conduct, but are not limited to, the following tasks:

(i) Identify strategies to better serve the health care needs of an aging population and people with disabilities to promote healthy living and palliative care planning;

(ii) Identify strategies and policy options to create financing mechanisms for long-term service and supports that allow individuals and families to meet their needs for service;

(iii) Identify policies to promote financial security in retirement, support people who wish to stay in the workplace longer, and expand the availability of workplace retirement savings plans;

(iv) Identify ways to promote advance planning and advance care directives and implementation strategies for the Bree collaborative palliative care and related guidelines;

(v) Identify ways to meet the needs of the aging demographic impacted by reduced federal support;

(vi) Identify ways to protect the rights of vulnerable adults through assisted decision-making and guardianship and other relevant vulnerable adult protections;

(vii) Identify options for promoting client safety through residential care services and consider methods of protecting older people and people with disabilities from physical abuse and financial exploitation; and

(viii) Identify other policy options and recommendations to help communities adapt to the aging demographic in planning for housing, land use, and transportation.

(c) Staff support for the committee shall be provided by the office of program research, senate committee services, the office of financial management, and the department of social and health services.

(d) Within existing appropriations, the cost of meetings must be paid jointly by the senate, house of representatives, and the office of financial management. Joint committee expenditures and meetings are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees. Meetings of the task force must be scheduled and conducted in accordance with the rules of both the senate and the house of representatives. The joint committee members may be reimbursed for travel expenses as authorized under RCW 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate. Advisory committee members may not receive compensation or reimbursement for travel and expenses.

(13) \$315,000 of the general fund—state appropriation for fiscal year 2020, \$315,000 of the general fund—state appropriation for fiscal year 2021, and \$630,000 of the general fund—federal appropriation are provided solely for discharge case managers stationed at the state psychiatric hospitals. Discharge case managers will transition clients ready for hospital discharge into less restrictive alternative community placements. The transition of clients ready for discharge will free up bed capacity at the state psychiatric hospitals.

(14) \$135,000 of the general fund—state appropriation for fiscal year 2020, \$135,000 of the general fund—state appropriation for fiscal year 2021, and \$270,000 of the general fund—federal appropriation are provided solely for financial service specialists stationed at the state psychiatric hospitals. Financial service specialists will help to transition clients ready for hospital discharge into alternative community placements. The transition of clients ready for discharge will free up bed capacity at the state hospitals.

(15)(a) No more than \$102,880,000 of the general fund—federal appropriation may be expended for tailored support for older adults and medicaid alternative care described in initiative 2 of the medicaid transformation demonstration waiver under healthier Washington. The department shall not increase general fund—state expenditures on this initiative. The secretary in collaboration with the director of the health care authority shall report to the joint select committee on health care oversight no less than quarterly on financial and health outcomes. The secretary in cooperation with the director shall also report to the fiscal committees of the legislature all of the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(b) No more than \$2,525,000 of the general fund—federal appropriation may be expended for supported housing and employment services described in initiative 3a and 3b of the medicaid transformation demonstration waiver under healthier Washington. Under this initiative, the department and the health care authority shall ensure that allowable and necessary services are provided to eligible clients as identified by the department or its providers third party administrator. The department and the authority in consultation with the medicaid forecast work group shall ensure that reasonable reimbursements are established for

services deemed necessary within an identified limit per individual. The department shall not increase general fund—state expenditures under this initiative. The secretary in cooperation with the director shall report to the joint select committee on health care oversight no less than quarterly on financial and health outcomes.

The secretary in cooperation with the director shall also report to the fiscal committees of the legislature all of the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(16) \$13,303,000 of the general fund—state appropriation for fiscal year 2020, \$15,891,000 of the general fund—state appropriation for fiscal year 2021, and \$36,390,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for the 2019-2021 fiscal biennium.

(17) \$40,000 of the general fund—state appropriation for fiscal year 2020, \$40,000 of the general fund—state appropriation for fiscal year 2021, and \$80,000 of the general fund—federal appropriation are provided solely for the department, in partnership with the department of health and the health care authority, to assist a collaborative public-private entity with implementation of recommendations in the state plan to address alzheimer's disease and other dementias.

(18) \$428,000 of the general fund—state appropriation for fiscal year 2020, \$446,000 of the general fund—state appropriation for fiscal year 2021, and \$896,000 of the general fund—federal appropriation are provided solely for case managers at the area agencies on aging to coordinate care for medicaid clients with mental illness who are living in their own homes. Work shall be accomplished within existing standards for case management and no requirements will be added or modified unless by mutual agreement between the department of social and health services and area agencies on aging.

(19) \$117,000 of the general fund—state appropriation for fiscal year 2020 and \$116,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to contract with an organization to provide educational materials, legal services, and attorney training to support persons with dementia. The funding provided in this subsection must be used for:

(a) An advance care and legal planning toolkit for persons and families living with dementia, designed and made available online and in print. The toolkit should include educational topics including, but not limited to:

- (i) The importance of early advance care, legal, and financial planning;
- (ii) The purpose and application of various advance care, legal, and financial documents;
- (iii) Dementia and capacity;
- (iv) Long-term care financing considerations;

(v) Elder and vulnerable adult abuse and exploitation;

(vi) Checklists such as "legal tips for caregivers," "meeting with an attorney," and "life and death planning;"

(vii) Standardized forms such as general durable power of attorney forms and advance health care directives; and

(viii) A selected list of additional resources.

(b) Webinars about the dementia legal and advance care planning toolkit and related issues and topics with subject area experts. The subject area expert presenters must provide their services in-kind, on a volunteer basis.

(c) Continuing legal education programs for attorneys to advise and assist persons with dementia. The continuing education programs must be offered at no cost to attorneys who make a commitment to participate in the pro bono program.

(d) Administrative support costs to develop intake forms and protocols, perform client intake, match participating attorneys with eligible clients statewide, maintain records and data, and produce reports as needed.

(20) \$18,000 of the traumatic brain injury account—state appropriation is provided solely to implement Substitute House Bill No. 1532 (domestic violence TBIs). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(21) \$543,000 of the general fund—state appropriation for fiscal year 2020 and \$543,000 of the general fund—federal appropriation are provided solely to begin implementing an asset verification system that is compliant with the federal medicaid extenders act by January 1, 2021 and is subject to the conditions, limitation, and review provided in section 719 of this act. Of the amounts provided in this subsection, \$75,000 of the general fund—state appropriation in fiscal year 2020 and \$75,000 of the general fund—federal appropriation are provided solely for a feasibility study of information technology solutions for an asset verification system. The feasibility study shall consider the department's existing case management systems that may be required to interface with the asset verification system. The department shall work with the health care authority to develop a long-term strategy for an asset verification system that complies with federal requirements, maximizes efficient use of staff time, supports accurate client financial eligibility determinations, and incorporates relevant findings from the feasibility study, and shall report its findings and recommendation to the governor and appropriate legislative committees no later than December 1, 2019.

(22) \$2,437,000 of the long-term services and supports trust account—state appropriation is provided solely to implement Second Substitute House Bill No. 1087 (long-term services and support). Of the amounts provided in this subsection, \$217,000 is provided solely for a contract with the state actuary. If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(23) \$2,373,000 of the general fund—state appropriation for fiscal year 2020, \$2,459,000 of the general fund—state appropriation for fiscal year 2021, and \$6,215,000 of the general fund—federal appropriation are provided solely to assist home care agencies with implementing electronic visit verification systems that are compliant with the federal 21st century cures act no later than January 1, 2020.

(24) \$727,000 of the general fund—state appropriation for fiscal year 2020, \$1,455,000 of the general fund—state appropriation for fiscal year 2021, and \$2,469,000 of the general fund—federal appropriation are provided solely for a ten percent rate increase, effective January 1, 2020, for in-home skilled nursing services, nurse delegation, in-home private duty nursing, and adult family home private duty nursing.

(25) \$3,353,000 of the general fund—local appropriation and \$1,055,000 of the general fund—federal appropriation are provided solely to implement Senate Bill No. 5359 (residential services and supports). The annual certification renewal fee for community residential service businesses is \$847 per client in fiscal year 2020 and \$859 per client in fiscal year 2021. The annual certification renewal fee may not exceed the department's annual licensing and oversight activity costs. If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(26) \$17,481,000 of the general fund—state appropriation for fiscal year 2020, \$28,471,000 of the general fund—state appropriation for fiscal year 2021, and \$41,031,000 of the general fund—federal appropriation are provided solely to continue community alternative placement beds that prioritize the transition of clients who are ready for discharge from the state psychiatric hospitals, but who have additional long-term care or developmental disability needs.

(a) Community alternative placement beds include enhanced service facility beds, adult family home beds, skilled nursing facility beds, shared supportive housing beds, state operated living alternative beds, assisted living facility beds, and specialized dementia beds.

(b) Each client must receive an individualized assessment prior to leaving one of the state psychiatric hospitals. The individualized assessment must identify and authorize personal care, nursing care, behavioral health stabilization, physical therapy, or other necessary services to meet the unique needs of each client. It is the expectation that, in most cases, staffing ratios in all community alternative placement options described in (a) of this subsection will need to increase to meet the needs of clients leaving the state psychiatric hospitals. If specialized training is necessary to meet the needs of a client before he or she enters a community placement, then the person centered service plan must also identify and authorize this training.

(c) When reviewing placement options, the department must consider the safety of other residents, as well as the safety of staff, in a facility. An initial evaluation of each placement, including any documented safety concerns, must occur within thirty days of a client leaving one of the state psychiatric hospitals and entering one of the

community placement options described in (a) of this subsection. At a minimum, the department must perform two additional evaluations of each placement during the first year that a client has lived in the facility.

(d) In developing bed capacity, the department shall consider the complex needs of individuals waiting for discharge from the state psychiatric hospitals.

(27) \$1,344,000 of the general fund—state appropriation for fiscal year 2020 and \$1,344,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the kinship care support program.

(28) \$306,000 of the general fund—state appropriation for fiscal year 2020, \$317,000 of the general fund—state appropriation for fiscal year 2021, and \$794,000 of the general fund—federal appropriation are provided solely to increase the administrative rate for home care agencies by five cents per hour effective July 1, 2019.

(29) \$94,000 of the general fund—state appropriation for fiscal year 2020 and \$94,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to establish a pilot project to provide personal care services to homeless seniors and persons with disabilities from the time the person presents at a shelter to the time the person becomes eligible for medicaid personal care services.

(a) The department shall contract with a single nonprofit organization that provides personal care services to homeless persons and operates a twenty-four hour homeless shelter, and that is currently partnering with the department to bring medicaid personal care services to homeless seniors and persons with disabilities.

(b) The department shall submit a report by December 1, 2020, to the governor and appropriate legislative committees. The report shall address findings and outcomes of the pilot and recommendations.

(30) Within existing resources, the department shall convene a work group to establish the requirements and regulations for a pediatric skilled nursing facility for temporary admittance of medically fragile children with complex medical conditions. The work group members must include a representative from the department of social and health services, the department of health, the department of children, youth, and families, and the health care authority. The work group may include community experts knowledgeable about children with complex and acute medical conditions and their families. The work group shall submit a report of its findings and recommendations to the governor and appropriate committees of the legislature by December 15, 2019.

(31) \$3,669,000 of the general fund—state appropriation for fiscal year 2020, \$8,543,000 of the general fund—state appropriation for fiscal year 2021, and \$15,434,000 of the general fund—federal appropriation are provided solely to increase rates for assisted living facility providers consistent with chapter 225, Laws of 2018 (SHB 2515) and to provide a rate add-on to providers that serve sixty percent or more medicare clients.

(32) \$375,000 of the general fund—state appropriation for fiscal year 2020, \$375,000 of the general fund—state appropriation for fiscal year 2021, and \$750,000 of the general fund—federal appropriation are provided solely to increase rates for adult day health and adult day care providers effective July 1, 2019.

(33) The appropriations in this section include sufficient funding for the implementation of Second Substitute Senate Bill No. 5672 (adult family homes specialty services).

(34) \$78,000 of the general fund—private/local appropriation is provided solely to implement Substitute House Bill No. 1023 (adult family homes/8 beds). A nonrefundable fee of \$455 must be charged for each application to increase bed capacity at an adult family home to seven or eight beds.

NEW SECTION. Sec. 205. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ECONOMIC SERVICES PROGRAM

General Fund—State Appropriation (FY 2020)	\$362,649,000
General Fund—State Appropriation (FY 2021)	\$365,538,000
General Fund—Federal Appropriation	\$1,453,819,000
General Fund—Private/Local Appropriation	\$5,416,000
Domestic Violence Prevention Account—State Appropriation	\$2,404,000
Pension Funding Stabilization Account—State Appropriation	\$26,754,000
Administrative Contingency Account—State Appropriation	\$4,000,000
TOTAL APPROPRIATION	\$2,220,580,000

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

(1)(a) \$77,346,000 of the general fund—state appropriation for fiscal year 2020, \$74,058,000 of the general fund—state appropriation for fiscal year 2021, \$808,761,000 of the general fund—federal appropriation, \$4,000,000 of the administrative contingency account—state appropriation, and \$5,662,000 of the pension funding stabilization account—state appropriation are provided solely for all components of the WorkFirst program. Within the amounts provided for the WorkFirst program, the department may provide assistance using state-only funds for families eligible for temporary assistance for needy families. The department must create a WorkFirst budget structure that allows for transparent tracking of budget units and subunits of expenditures where these units and subunits are mutually exclusive from other department budget units. The budget structure must include budget units for the following: Cash assistance, child care, WorkFirst activities, and administration of the program. Within these budget

units, the department must develop program index codes for specific activities and develop allotments and track expenditures using these codes. The department shall report to the office of financial management and the relevant fiscal and policy committees of the legislature prior to adopting a structure change.

(b)(i) \$266,668,000 of the amounts in (a) of this subsection is for assistance to clients, including grants, diversion cash assistance, and additional diversion emergency assistance including but not limited to assistance authorized under RCW 74.08A.210. The department may use state funds to provide support to working families that are eligible for temporary assistance for needy families but otherwise not receiving cash assistance.

(ii) Of the amounts in (a) of this subsection, \$1,213,000 of the general fund—state appropriation for fiscal year 2020 and \$989,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1603 (economic assistance programs). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(c)(i) \$158,316,000 of the amounts in (a) of this subsection is for WorkFirst job search, education and training activities, barrier removal services, limited English proficiency services, and tribal assistance under RCW 74.08A.040. The department must allocate this funding based on client outcomes and cost effectiveness measures. Within amounts provided in this subsection (1)(c), the department shall implement the working family support program.

(ii) \$2,430,000 of the amounts provided in this subsection (1)(c) is for enhanced transportation assistance. The department must prioritize the use of these funds for the recipients most in need of financial assistance to facilitate their return to work. The department must not utilize these funds to supplant repayment arrangements that are currently in place to facilitate the reinstatement of drivers' licenses.

(iii) Of the amounts in (a) of this subsection, \$864,000 of the general fund—state appropriation for fiscal year 2020 and \$649,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1603 (economic assistance programs). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(d)(i) \$353,402,000 of the general fund—federal appropriation is for the working connections child care program under RCW 43.216.020 within the department of children, youth, and families. The department is the lead agency for and recipient of the federal temporary assistance for needy families grant. A portion of this grant must be used to fund child care subsidies expenditures at the department of children, youth, and families. The department shall work in collaboration with the department of children, youth, and families to track the average monthly child care subsidy caseload and expenditures by fund type including the child care development fund, general fund—state, and the temporary assistance for needy families grant for the purpose

of estimating the monthly temporary assistance for needy families grant reimbursement.

(ii) The department, within existing appropriations, must ensure quality control measures for the working connections child care program by maximizing the use of information technology systems and the development or modification of the application and standard operating procedures to ensure that cases are:

(A) Appropriately and accurately processed; and

(B) Routinely monitored for eligibility in a manner that is similar to processes and systems currently in place for regular monitoring in other public assistance programs. Eligibility criteria routinely monitored must include, at a minimum:

(I) Participation in work or other approved activities;

(II) Household composition; and

(III) Maximum number of subsidized child care hours authorized.

(e) \$68,496,000 of the general fund—federal appropriation is for child welfare services within the department of children, youth, and families.

(f)(i) \$122,945,000 of the amounts in (1)(a) of this section is for WorkFirst administration and overhead.

(ii) Of the amounts in (a) of this subsection, \$218,000 of the general fund—state appropriation for fiscal year 2020 and \$39,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1603 (economic assistance programs). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(g) The amounts in subsections (1)(b) through (e) of this section shall be expended for the programs and in the amounts specified. However, the department may transfer up to ten percent of funding between subsections (1)(b) through (f) of this section. The department shall provide notification prior to any transfer to the office of financial management and to the appropriate legislative committees and the legislative-executive WorkFirst poverty reduction oversight task force. The approval of the director of financial management is required prior to any transfer under this subsection.

(h) Each calendar quarter, the department shall provide a maintenance of effort and participation rate tracking report for temporary assistance for needy families to the office of financial management, the appropriate policy and fiscal committees of the legislature, and the legislative-executive WorkFirst poverty reduction oversight task force. The report must detail the following information for temporary assistance for needy families:

(i) An overview of federal rules related to maintenance of effort, excess maintenance of effort, participation rates for temporary assistance for needy families, and the child care development fund as it pertains to maintenance of effort and participation rates;

(ii) Countable maintenance of effort and excess maintenance of effort, by source, provided for the previous federal fiscal year;

(iii) Countable maintenance of effort and excess maintenance of effort, by source, for the current fiscal year, including changes in countable maintenance of effort from the previous year;

(iv) The status of reportable federal participation rate requirements, including any impact of excess maintenance of effort on participation targets;

(v) Potential new sources of maintenance of effort and progress to obtain additional maintenance of effort;

(vi) A two-year projection for meeting federal block grant and contingency fund maintenance of effort, participation targets, and future reportable federal participation rate requirements; and

(vii) Proposed and enacted federal law changes affecting maintenance of effort or the participation rate, what impact these changes have on Washington's temporary assistance for needy families program, and the department's plan to comply with these changes.

(j) In the 2019-2021 fiscal biennium, it is the intent of the legislature to provide appropriations from the state general fund for the purposes of (b) through (f) of this subsection if the department does not receive additional federal temporary assistance for needy families contingency funds in each fiscal year as assumed in the budget outlook.

(2) \$2,545,000 of the general fund—state appropriation for fiscal year 2020 and \$2,546,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for naturalization services.

(3) \$2,366,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for employment services for refugees and immigrants, of which \$1,774,000 is provided solely for the department to pass through to statewide refugee and immigrant assistance organizations for limited English proficiency pathway services; and \$2,366,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for employment services for refugees and immigrants, of which \$1,774,000 is provided solely for the department to pass through to statewide refugee and immigrant assistance organizations for limited English proficiency pathway services.

(4) On January 1, 2020, and annually thereafter, the department must report to the governor and the legislature on all sources of funding available for both refugee and immigrant services and naturalization services during the current fiscal year and the amounts expended to date by service type and funding source. The report must also include the number of clients served and outcome data for the clients.

(5) To ensure expenditures remain within available funds appropriated in this section, the legislature establishes the benefit under the state food assistance program, pursuant to RCW 74.08A.120, to be one hundred percent of the

federal supplemental nutrition assistance program benefit amount.

(6) The department shall review clients receiving services through the aged, blind, or disabled assistance program, to determine whether they would benefit from assistance in becoming naturalized citizens, and thus be eligible to receive federal supplemental security income benefits. Those cases shall be given high priority for naturalization funding through the department.

(7) \$3,682,000 of the general fund—state appropriation for fiscal year 2020, \$1,344,000 of the general fund—state appropriation for fiscal year 2021, and \$10,333,000 of the general fund—federal appropriation are provided solely for the continuation of the ESAR project and are subject to the conditions, limitations, and review provided in section 719 of this act.

(8) The department shall continue the interagency agreement with the department of veterans' affairs to establish a process for referral of veterans who may be eligible for veterans' services. This agreement must include out-stationing department of veterans' affairs staff in selected community service office locations in King and Pierce counties to facilitate applications for veterans' services.

(9) \$1,000,000 of the general fund—state appropriation for fiscal year 2020 and \$1,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for operational support of the Washington information network 211 organization.

(10) \$996,000 of the general fund—state appropriation for fiscal year 2020 and \$775,000 of the general fund—federal appropriation are provided solely to begin implementing an asset verification system that is compliant with the federal medicaid extenders act by January 1, 2021.

(11) Within amounts appropriated in this section, the department must conduct a comprehensive study of the WorkFirst transportation pilot. The department must submit a report by November 1, 2020, to the governor and the appropriate fiscal and policy committees that includes a cost benefit analysis of the transportation pilot. At a minimum, the report must include the total annual cost of the pilot since implementation, total annual number of clients accessing transportation services through the pilot, impacts to sanctions and the participation rate, employment outcomes, caseload impacts, department recommendations, and lessons learned.

NEW SECTION. Sec. 206. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL REHABILITATION PROGRAM

General Fund—State Appropriation (FY 2020) \$16,656,000
General Fund—State Appropriation (FY 2021) \$17,605,000
General Fund—Federal Appropriation \$109,571,000
Pension Funding Stabilization Account—State

Appropriation	\$2,024,000
TOTAL	
.....	\$145,856,000

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

(1) The department of social and health services vocational rehabilitation program shall participate in the development of an implementation plan to build statewide capacity among school districts to improve transition planning for students in special education who meet criteria for services from the developmental disabilities administration, pursuant to section 501(3)(c) of this act.

(2) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for supported employment services for additional eligible clients with the most significant disabilities who would otherwise be placed on the federally required order of selection waiting list.

NEW SECTION. Sec. 207. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—SPECIAL COMMITMENT PROGRAM

General Fund—State Appropriation (FY 2020) \$53,965,000
General Fund—State Appropriation (FY 2021) \$54,800,000
Pension Funding Stabilization Account—State

Appropriation	\$4,580,000
TOTAL	
.....	\$113,345,000

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

(1) The special commitment center may use funds appropriated in this subsection to purchase goods and supplies through hospital group purchasing organizations when it is cost-effective to do so.

(2) \$705,000 of the general fund—state appropriation for fiscal year 2020 and \$784,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to expand its King county secure transition facility from six beds to twelve beds beginning January 1, 2020.

(3) \$225,000 of the general fund—state appropriation for fiscal year 2020 and \$210,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to hire staff to provide medical transportation and hospital watch services for individuals in need of medical care outside the main facility.

(4) \$158,000 of the general fund—state appropriation for fiscal year 2020 and \$152,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to hire an administrator to coordinate siting efforts for new secure community transition facilities to house individuals transitioning to the community from the main facility.

NEW SECTION. Sec. 208. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund—State Appropriation (FY 2020)	\$31,403,000
General Fund—State Appropriation (FY 2021)	\$32,427,000
General Fund—Federal Appropriation	\$44,592,000
Pension Funding Stabilization Account—State	
Appropriation	\$6,044,000
TOTAL APPROPRIATION	
.....	\$114,466,000

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

(1) Within amounts appropriated in this section, the department shall provide to the department of health, where available, the following data for all nutrition assistance programs funded by the United States department of agriculture and administered by the department. The department must provide the report for the preceding federal fiscal year by February 1, 2020, and February 1, 2021. The report must provide:

- (a) The number of people in Washington who are eligible for the program;
- (b) The number of people in Washington who participated in the program;
- (c) The average annual participation rate in the program;
- (d) Participation rates by geographic distribution; and
- (e) The annual federal funding of the program in Washington.

(2) \$47,000 of the general fund—state appropriation for fiscal year 2020, \$47,000 of the general fund—state appropriation for fiscal year 2021, and \$142,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the Washington federation of state employees for the language access providers under the provisions of chapter 41.56 RCW for the 2019-2021 fiscal biennium.

NEW SECTION. Sec. 209. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PAYMENTS TO OTHER AGENCIES PROGRAM

General Fund—State Appropriation (FY 2020)	\$36,426,000
General Fund—State Appropriation (FY 2021)	\$38,154,000
General Fund—Federal Appropriation	\$41,143,000
TOTAL APPROPRIATION	
.....	\$115,723,000

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

(1) 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.

(2) \$63,000 of the general fund—state appropriation for fiscal year 2020 and \$7,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 210. FOR THE STATE HEALTH CARE AUTHORITY

During the 2019-2021 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.

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.

The health care authority shall not initiate any services that require expenditure of state general fund moneys unless expressly authorized in this act or other law. The health care authority may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the health care authority receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

The health care authority, the health benefit exchange, the department of social and health services, the department of health, and the department of children, youth, and families shall work together within existing resources to establish the health and human services enterprise coalition (the coalition). The coalition, led by the health care authority, must be a multi-organization collaborative that provides strategic direction and federal funding guidance for projects that have cross-organizational or enterprise impact, including information technology projects that affect organizations within the coalition. By October 31, 2019, the coalition must submit a report to the governor and the

legislature that describes the coalition's plan for projects affecting the coalition organizations. The report must include any information technology projects impacting coalition organizations and, in collaboration with the office of the chief information officer, provide: (1) The status of any information technology projects currently being developed or implemented that affect the coalition; (2) funding needs of these current and future information technology projects; and (3) next steps for the coalition's information technology projects. The office of the chief information officer shall maintain a statewide perspective when collaborating with the coalition to ensure that the development of projects identified in this report are planned for in a manner that ensures the efficient use of state resources and maximizes federal financial participation. The work of the coalition is subject to the conditions, limitations, and review provided in section 719 of this act.

NEW SECTION. Sec. 211. FOR THE STATE HEALTH CARE AUTHORITY—MEDICAL ASSISTANCE

General Fund—State Appropriation (FY 2020)	\$2,281,076,000
General Fund—State Appropriation (FY 2021)	\$2,325,882,000
General Fund—Federal Appropriation	\$11,597,642,000
General Fund—Private/Local Appropriation..	\$285,918,000
Emergency Medical Services and Trauma Care Systems	
Trust Account—State Appropriation ...	\$15,086,000
Hospital Safety Net Assessment Account—State	
Appropriation	\$721,718,000
Medicaid Fraud Penalty Account—State Appropriation	\$10,364,000
Dedicated Marijuana Account—State	
Appropriation (FY 2020)	\$18,951,000
Dedicated Marijuana Account—State	
Appropriation (FY 2021)	\$19,341,000
Pension Funding Stabilization Account—State	
Appropriation	\$4,544,000
Medical Aid Account—State Appropriation.....	\$538,000
TOTAL APPROPRIATION	
.....	\$17,281,060,000

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

(1) The authority shall not accept or expend any federal funds received under a medicaid transformation waiver under healthier Washington except as described in subsections (2) and (3) of this section until specifically approved and appropriated by the legislature. To ensure compliance with legislative directive budget requirements and terms and conditions of the waiver, the authority shall implement the waiver and reporting requirements with

oversight from the office of financial management. The legislature finds that appropriate management of the innovation waiver requires better analytic capability, transparency, consistency, timeliness, accuracy, and lack of redundancy with other established measures and that the patient must be considered first and foremost in the implementation and execution of the demonstration waiver. In order to effectuate these goals, the authority shall: (a) Require the Dr. Robert Bree collaborative and the health technology assessment program to reduce the administrative burden upon providers by only requiring performance measures that are nonduplicative of other nationally established measures. The joint select committee on health care oversight will evaluate the measures chosen by the collaborative and the health technology assessment program for effectiveness and appropriateness; (b) develop a patient satisfaction survey with the goal to gather information about whether it was beneficial for the patient to use the center of excellence location in exchange for additional out-of-pocket savings; (c) ensure patients and health care providers have significant input into the implementation of the demonstration waiver, in order to ensure improved patient health outcomes; and (d) in cooperation with the department of social and health services, consult with and provide notification of work on applications for federal waivers, including details on waiver duration, financial implications, and potential future impacts on the state budget, to the joint select committee on health care oversight prior to submitting waivers for federal approval. By federal standard, the medicaid transformation demonstration waiver shall not exceed the duration originally granted by the centers for medicare and medicaid services and any programs created or funded by this waiver do not create an entitlement. Beginning May 15, 2019, and continuing through December 15, 2019, by the 15th of each month, the director in consultation with the secretary shall report to the fiscal chair of the appropriate committees of the legislature in the manner and form requested the status of the medicaid transformation waiver, including any anticipated or proposed changes to accruals or expenditures.

(2) No more than \$305,659,000 of the general fund—federal appropriation and no more than \$157,284,000 of the general fund—local appropriation may be expended for transformation through accountable communities of health described in initiative 1 of the medicaid transformation demonstration wavier under healthier Washington, including preventing youth drug use, opioid prevention and treatment, and physical and behavioral health integration. Under this initiative, the authority shall take into account local input regarding community needs. In order to ensure transparency to the appropriate fiscal committees of the legislature, the authority shall provide fiscal staff of the legislature query ability into any database of the fiscal intermediary that authority staff would be authorized to access. The authority shall not increase general fund—state expenditures under this initiative. The director shall also report to the fiscal committees of the legislature all of the expenditures under this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees. By December 15, 2019, the authority in collaboration with each accountable community of health shall demonstrate how it will be self-sustaining by

the end of the demonstration waiver period, including sources of outside funding, and provide this reporting to the joint select committee on health care oversight. If by the third year of the demonstration waiver there are not measurable, improved patient outcomes and financial returns, the Washington state institute for public policy will conduct an audit of the accountable communities of health, in addition to the process set in place through the independent evaluation required by the agreement with centers for medicare and medicaid services.

(3) No more than \$79,829,000 of the general fund—federal appropriation may be expended for supported housing and employment services described in initiative 3a and 3b of the medicaid transformation demonstration waiver under healthier Washington. Under this initiative, the authority and the department of social and health services shall ensure that allowable and necessary services are provided to eligible clients as identified by the department or its third party administrator. The authority and the department in consultation with the medicaid forecast work group, shall ensure that reasonable reimbursements are established for services deemed necessary within an identified limit per individual. The authority shall not increase general fund—state expenditures under this initiative. The director shall report to the joint select committee on health care oversight no less than quarterly on financial and health outcomes. The director shall also report to the fiscal committees of the legislature all of the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(4) Annually, no later than November 1st, the authority shall report to the governor and appropriate committees of the legislature: (a) Savings attributed to behavioral and physical integration in areas that are scheduled to integrate in the following calendar year, and (b) savings attributed to behavioral and physical health integration and the level of savings achieved in areas that have integrated behavioral and physical health.

(5) Sufficient amounts are appropriated in this subsection to implement the medicaid expansion as defined in the social security act, section 1902(a)(10)(A)(i)(VIII).

(6) The legislature finds that medicaid payment rates, as calculated by the health care authority pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that the cost reports, payment data from the federal government, historical utilization, economic data, and clinical input constitute reliable data upon which to determine the payment rates.

(7) Based on quarterly expenditure reports and caseload forecasts, if the health care authority estimates that expenditures for the medical assistance program will exceed the appropriations, the health care authority shall take steps including but not limited to reduction of rates or elimination

of optional services to reduce expenditures so that total program costs do not exceed the annual appropriation authority.

(8) In determining financial eligibility for medicaid-funded services, the health care authority is authorized to disregard recoveries by Holocaust survivors of insurance proceeds or other assets, as defined in RCW 48.104.030.

(9) The legislature affirms that it is in the state's interest for Harborview medical center to remain an economically viable component of the state's health care system.

(10) When a person is ineligible for medicaid solely by reason of residence in an institution for mental diseases, the health care authority shall provide the person with the same benefits as he or she would receive if eligible for medicaid, using state-only funds to the extent necessary.

(11) \$4,261,000 of the general fund—state appropriation for fiscal year 2020, \$4,261,000 of the general fund—state appropriation for fiscal year 2021, and \$8,522,000 of the general fund—federal appropriation are provided solely for low-income disproportionate share hospital payments.

(12) Within the amounts appropriated in this section, the health care authority shall provide disproportionate share hospital payments to hospitals that provide services to children in the children's health program who are not eligible for services under Title XIX or XXI of the federal social security act due to their citizenship status.

(13) \$6,000,000 of the general fund—federal appropriation is provided solely for supplemental payments to nursing homes operated by public hospital districts. The public hospital district shall be responsible for providing the required nonfederal match for the supplemental payment, and the payments shall not exceed the maximum allowable under federal rules. It is the legislature's intent that the payments shall be supplemental to and shall not in any way offset or reduce the payments calculated and provided in accordance with part E of chapter 74.46 RCW. It is the legislature's further intent that costs otherwise allowable for rate-setting and settlement against payments under chapter 74.46 RCW shall not be disallowed solely because such costs have been paid by revenues retained by the nursing home from these supplemental payments. The supplemental payments are subject to retrospective interim and final cost settlements based on the nursing homes' as-filed and final medicare cost reports. The timing of the interim and final cost settlements shall be at the health care authority's discretion. During either the interim cost settlement or the final cost settlement, the health care authority shall recoup from the public hospital districts the supplemental payments that exceed the medicaid cost limit and/or the medicare upper payment limit. The health care authority shall apply federal rules for identifying the eligible incurred medicaid costs and the medicare upper payment limit.

(14) The health care authority shall continue the inpatient hospital certified public expenditures program for the 2019-2021 fiscal biennium. The program shall apply to all public hospitals, including those owned or operated by

the state, except those classified as critical access hospitals or state psychiatric institutions. The health care authority shall submit reports to the governor and legislature by November 1, 2020, and by November 1, 2021, that evaluate whether savings continue to exceed costs for this program. If the certified public expenditures (CPE) program in its current form is no longer cost-effective to maintain, the health care authority shall submit a report to the governor and legislature detailing cost-effective alternative uses of local, state, and federal resources as a replacement for this program. During fiscal year 2020 and fiscal year 2021, hospitals in the program shall be paid and shall retain one hundred percent of the federal portion of the allowable hospital cost for each medicaid inpatient fee-for-service claim payable by medical assistance and one hundred percent of the federal portion of the maximum disproportionate share hospital payment allowable under federal regulations. Inpatient medicaid payments shall be established using an allowable methodology that approximates the cost of claims submitted by the hospitals. Payments made to each hospital in the program in each fiscal year of the biennium shall be compared to a baseline amount. The baseline amount will be determined by the total of (a) the inpatient claim payment amounts that would have been paid during the fiscal year had the hospital not been in the CPE program based on the reimbursement rates developed, implemented, and consistent with policies approved in the 2019-2021 biennial operating appropriations act and in effect on July 1, 2015, (b) one-half of the indigent assistance disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005, and (c) all of the other disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005 to the extent the same disproportionate share hospital programs exist in the 2019-2021 fiscal biennium. If payments during the fiscal year exceed the hospital's baseline amount, no additional payments will be made to the hospital except the federal portion of allowable disproportionate share hospital payments for which the hospital can certify allowable match. If payments during the fiscal year are less than the baseline amount, the hospital will be paid a state grant equal to the difference between payments during the fiscal year and the applicable baseline amount. Payment of the state grant shall be made in the applicable fiscal year and distributed in monthly payments. The grants will be recalculated and redistributed as the baseline is updated during the fiscal year. The grant payments are subject to an interim settlement within eleven months after the end of the fiscal year. A final settlement shall be performed. To the extent that either settlement determines that a hospital has received funds in excess of what it would have received as described in this subsection, the hospital must repay the excess amounts to the state when requested. \$537,000 of the general fund—state appropriation for fiscal year 2020 and \$522,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for state grants for the participating hospitals.

(15) The health care authority shall seek public-private partnerships and federal funds that are or may become available to provide on-going support for outreach

and education efforts under the federal children's health insurance program reauthorization act of 2009.

(16) The health care authority shall target funding for maternity support services towards pregnant women with factors that lead to higher rates of poor birth outcomes, including hypertension, a preterm or low birth weight birth in the most recent previous birth, a cognitive deficit or developmental disability, substance abuse, severe mental illness, unhealthy weight or failure to gain weight, tobacco use, or African American or Native American race. The health care authority shall prioritize evidence-based practices for delivery of maternity support services. To the extent practicable, the health care authority shall develop a mechanism to increase federal funding for maternity support services by leveraging local public funding for those services.

(17) The authority shall submit reports to the governor and the legislature by September 15, 2020, and no later than September 15, 2021, that delineate the number of individuals in medicaid managed care, by carrier, age, gender, and eligibility category, receiving preventative services and vaccinations. The reports should include baseline and benchmark information from the previous two fiscal years and should be inclusive of, but not limited to, services recommended under the United States preventative services task force, advisory committee on immunization practices, early and periodic screening, diagnostic, and treatment (EPSDT) guidelines, and other relevant preventative and vaccination medicaid guidelines and requirements.

(18) Managed care contracts must incorporate accountability measures that monitor patient health and improved health outcomes, and shall include an expectation that each patient receive a wellness examination that documents the baseline health status and allows for monitoring of health improvements and outcome measures.

(19) Sufficient amounts are appropriated in this section for the authority to provide an adult dental benefit.

(20) The health care authority shall coordinate with the department of social and health services to provide referrals to the Washington health benefit exchange for clients that will be ineligible for medicaid.

(21) To facilitate a single point of entry across public and medical assistance programs, and to maximize the use of federal funding, the health care authority, the department of social and health services, and the health benefit exchange will coordinate efforts to expand HealthPlanfinder access to public assistance and medical eligibility staff. The health care authority shall complete medicaid applications in the HealthPlanfinder for households receiving or applying for medical assistance benefits.

(22) \$90,000 of the general fund—state appropriation for fiscal year 2020, \$90,000 of the general fund—state appropriation for fiscal year 2021, and \$180,000 of the general fund—federal appropriation are provided solely to continue operation by a nonprofit organization of a toll-free hotline that assists families to learn about and enroll in the apple health for kids program.

(23) Within the amounts appropriated in this section, the authority shall reimburse for primary care services provided by naturopathic physicians.

(24) Within the amounts appropriated in this section, the authority shall continue to provide coverage for pregnant teens that qualify under existing pregnancy medical programs, but whose eligibility for pregnancy related services would otherwise end due to the application of the new modified adjusted gross income eligibility standard.

(25) Sufficient amounts are appropriated in this section to remove the mental health visit limit and to provide the shingles vaccine and screening, brief intervention, and referral to treatment benefits that are available in the medicaid alternative benefit plan in the classic medicaid benefit plan.

(26) The authority shall use revenue appropriated from the dedicated marijuana fund for contracts with community health centers under RCW 69.50.540 in lieu of general fund—state payments to community health centers for services provided to medical assistance clients, and it is the intent of the legislature that this policy will be continued in subsequent fiscal biennia.

(27) Beginning no later than January 1, 2018, for any service eligible under the medicaid state plan for encounter payments, managed care organizations at the request of a rural health clinic shall pay the full published encounter rate directly to the clinic. At no time will a managed care organization be at risk for or have any right to the supplemental portion of the claim. Payments will be reconciled on at least an annual basis between the managed care organization and the authority, with final review and approval by the authority.

(28) Sufficient funds are provided for the authority to remove payment and billing limitations identified during the review process required for implementation of chapter 226, Laws of 2017 (behavioral health care – primary care integration) for health and behavior codes, psychotherapy codes, and to continue to offer face-to-face tobacco cessation counseling only for pregnant individuals. Additional funding is provided to increase the rates for the health and behavior codes and psychotherapy codes identified through the stakeholder work group process required under chapter 226, Laws of 2017 (SSB 5779) by ten percent.

(29) By October 15, 2019, the authority shall report to the governor and relevant committees of the legislature the status of rural health clinic reconciliations for calendar years 2011-2013, including any use of available unliquidated prior period accrual balances to refund the federal government for those calendar years. Additionally, the report shall include the status of rural health clinic reconciliations for calendar years 2014-2017, including anticipated amounts owed to or from rural health clinics from the reconciliation process for those fiscal years. The authority shall not recover the state portion of rural health reconciliations for calendar years 2011-2013 for which no general fund state accrual was made. The authority shall not pursue recoveries for calendar years 2014-2017 until after the legislature has an opportunity to take action during the

2020 legislative session. If the legislature does not take any action on rural health clinic reconciliations for calendar years 2014-2017, recoveries shall commence per administrative rule.

(30) Sufficient amounts are appropriated in this section for the authority to provide a medicaid equivalent adult dental benefit to clients enrolled in the medical care service program.

(31) \$300,000 of the general fund—state appropriation for fiscal year 2020 and \$300,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Bree collaborative to support collaborative learning and targeted technical assistance for quality improvement initiatives. The collaborative must use these amounts to hire one full-time staff person to promote the adoption of Bree collaborative recommendations and to hold two conferences focused on the sharing of best implementation practices.

(32) Within the amounts appropriated in this section, the authority shall reimburse for maternity support services provided by doulas.

(33) The authority shall facilitate a home health work group consisting of home health provider associations, hospital associations, managed care organizations, the department of social and health services, and the department of health to develop a new medicaid payment methodology for home health services. The authority must submit a report with final recommendations and a proposed implementation timeline to the appropriate committees of the legislature by November 30, 2019. The work group must consider the following when developing the new payment methodology:

(a) Reimbursement for telemedicine;

(b) Reimbursement for social work for clients with behavioral health needs;

(c) An additional add-on for services in rural or underserved areas;

(d) Quality metrics for home health providers serving medical assistance clients including reducing hospital readmission;

(e) The role of home health in caring for individuals with complex, physical, and behavioral health needs who are able to receive care in their own home, but are unable to be discharged from hospital settings; and

(f) Partnerships between home health and other community resources that enable individuals to be served in a cost-effective setting that also meets the individual's needs and preferences.

(34) \$969,000 of the general fund—state appropriation for fiscal year 2020, \$2,607,000 of the general fund—state appropriation for fiscal year 2021, and \$1,268,000 of the general fund—federal appropriation are provided solely to create and operate a tele-behavioral health video call center staffed by the University of Washington's department of psychiatry and behavioral sciences. The center must provide emergency department providers, primary care providers, and county and municipal

correctional facility providers with on-demand access to psychiatric and substance use disorder clinical consultation. When clinically appropriate and technically feasible, the clinical consultation may also involve direct assessment of patients using tele-video technology. The center must be available from 8 a.m. to 5 p.m. in fiscal year 2020 and twenty-four hours a day in fiscal year 2021. Of the federal amounts provided in this subsection, \$700,000 is from the substance abuse prevention and treatment federal block grant and is to support addiction medicine services through the call center.

(35) \$300,000 of the general fund—federal appropriation, from the substance abuse prevention and treatment federal block grant amount, is provided solely for medication interaction services through the Washington state poison center.

(36) Within the amounts appropriated in this section, the authority shall review the current diagnosis-related group high outlier claim policies and examine the impact of increasing the current high outlier threshold. To the extent necessary, the authority shall seek actuarial support for this work. The authority must provide a report to the appropriate committees of the legislature by December 31, 2019, that:

(a) Outlines several options for increasing the threshold;

(b) Describes the impact of these options on hospitals, the state, and medicaid managed care organizations; and

(c) Identifies any technical challenge or limitations of changes to the threshold.

(37) Within the amounts appropriated in this section, the authority to include allergen control bed and pillow covers as part of the durable medical equipment benefit for children with an asthma diagnosis enrolled in medical assistance programs.

(38) Sufficient amounts are appropriated in this section to increase the hourly rate by ten percent for registered nurses and licensed practical nurses providing skilled nursing services for children who require medically intensive care in a home setting. This rate increase begins on January 1, 2020.

(39) Sufficient amounts are appropriated in this section to increase the daily rate by ten percent for registered nurses and licensed practical nurses providing skilled nursing services to medically intensive children's program clients who reside in a group home setting. This rate increase begins on January 1, 2020.

(40) \$400,000 of the general fund—state appropriation for fiscal year 2020 is provided solely to implement Engrossed Substitute Senate Bill No. 5526 (individual health insurance market). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(41) \$22,000 of the general fund—state appropriation for fiscal year 2020, \$159,000 of the general fund—state appropriation for fiscal year 2021, and \$181,000

of the general fund—federal appropriation are provided solely to implement Substitute House Bill No. 1199 (health care/disability). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(42) \$290,000 of the general fund—state appropriation for fiscal year 2020 and \$165,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to implement Engrossed Second Substitute House Bill No. 1224 (Rx drug cost transparency). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(43) \$1,053,000 of the general fund—state appropriation for fiscal year 2020 and \$2,222,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to implement Engrossed Substitute Senate Bill No. 5741 (all payer claims database). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(44) \$2,374,000 of the general fund—state appropriation for fiscal year 2020 and \$2,374,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the kidney disease program.

(45) The authority shall work with the department of health, other state agencies, and other hepatitis C virus medication purchasers to establish a comprehensive procurement strategy. As part of this work, the authority shall estimate, by program, any savings that will result from lower medication costs. It is the intent of the legislature to evaluate reinvesting any savings to expand treatment for individuals enrolled in state covered groups and to further the public health elimination effort during the 2020 legislative session. By October 31, 2019, the authority and department shall report to the governor and relevant committees of the legislature on:

(a) The progress of the procurement;

(b) The estimated savings resulting from lower medication costs;

(c) Funding needed for public health interventions to eliminate the hepatitis C virus;

(d) The current status of treatment; and

(e) A plan to implement the elimination effort.

(46) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$533,000 for fiscal year 2021 are provided solely for implementation of Engrossed Senate Bill No. 5274 (pacific islanders dental). Open enrollment periods and special enrollment periods must be consistent with the enrollment periods for the COFA medical program, through the health benefit exchange, and program administration must be consistent with the pacific islander medical program. The first open-enrollment period for the COFA dental program must begin no later than November 1, 2020. The dental services must be consistent with the adult medicaid dental coverage, including state payment of premiums, out-of-pocket costs for covered benefits under the qualified dental plan, and costs for noncovered qualified dental plan benefits consistent with,

but not to exceed, the medicaid adult dental coverage. If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(47) During the 2019-2021 biennium, sufficient amounts are provided in this section for the authority to provide services identical to those services covered by the Washington state family planning waiver program as of August 2018 to individuals who:

- (a) Are over nineteen years of age;
- (b) Are at or below two hundred and sixty percent of the federal poverty level as established in WAC 182-505-0100;
- (c) Are not covered by other public or private insurance; and
- (d) Need family planning services and are not currently covered by or eligible for another medical assistance program for family planning.

(48) \$282,000 of the general fund—state appropriation for fiscal year 2020 and \$754,000 of the general fund—federal appropriation are provided solely for the implementation of Senate Bill No. 5415 (Indian health improvement). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(49) \$3,150,000 of the general fund—state appropriation for fiscal year 2020 and \$3,500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to reimburse dental health aid therapists for services performed in tribal facilities for medicaid clients. The authority must leverage any federal funding that may become available as a result of appeal decisions from the centers for medicare and medicaid services.

(50) Sufficient amounts are appropriated within this section for the authority to incorporate the expected outcomes and criteria to measure the performance of service coordination organizations as provided in chapter 70.320 RCW into contracts with managed care organizations that provide services to clients. The authority is directed to:

(a) Contract with an external quality improvement organization to annually analyze the performance of managed care organizations providing services to clients under this chapter based on seven performance measures. The analysis required under this subsection must:

(i) Measure managed care performance in four common measures across each managed care organization, including:

(A) At least one common measure must be weighted towards having the potential to impact managed care costs; and

(B) At least one common measure must be weighted towards population health management, as defined by the measure; and

(ii) Measure managed care performance in an additional three quality focus performance measures specific to a managed care organization. Quality focus performance measures chosen by the authority must:

(A) Be chosen from the statewide common measure set;

(B) Reflect specific measures where a managed care organization has poor performance; and

(C) Be substantive and clinically meaningful in promoting health status.

(b) By September 1, 2019, the authority shall set the four common measures to be analyzed across all managed care organizations.

(c) By September 1, 2019, the authority shall set three quality focus performance measures specific to each managed care organization. The authority must determine performance measures for each managed care organization based on the criteria established in (a)(ii) of this subsection.

(d) By September 15, 2019, and annually thereafter, the authority shall notify each managed care organization of the performance measures for the organization for the subsequent plan year.

(e) Beginning in plan year 2020, two percent of the total plan year funding appropriated to each managed care organization that provides services to clients under chapter 70.320 RCW shall be withheld. At least seventy-five percent of the withhold shall be held contingent on each managed care organization's performance on the seven performance measures identified in this section. Each managed care organization may earn back the annual withhold if the external quality improvement organization finds that the managed care organization:

(i) Made statistically significant improvement in the seven performance measures as compared to the preceding plan year; or

(ii) Scored in the top national medicaid quartile of the performance measures.

(f) The amount of withhold annually paid to each managed care organization shall be proportional to findings of statistically significant improvement or top national medicaid quartile scoring by a managed care organization.

(g) For no more than two of the four quality focus performance measures, the authority may use an alternate methodology to approximate top national medicaid quartile performance where top quartile performance data is unavailable.

(h) For the purposes of this subsection, "external quality improvement organization" means an organization that meets the competence and independence requirements under 42 C.F.R. Sec. 438.354, as it existed on the effective date of this section.

(51) \$1,805,727,000 of the general fund—state appropriation for fiscal year 2020 and \$1,876,135,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the authority to implement the recommendations of the centers for medicare and medicaid services center for program integrity as provided to the authority in the January 2019 Washington focused program integrity review final report. The authority is directed to:

(a) Organize all program integrity activities into a centralized unit or under a common protocol addressing provider enrollment, fraud and abuse detection, investigations, and law enforcement referrals that is more reflective of industry standards;

(b) Ensure appropriate resources are dedicated to prevention, detection, investigation, and suspected provider fraud at both the authority and at contracted managed care organizations;

(c) Ensure all required federal regulations are being followed and are incorporated into managed care contracts;

(d) Directly audit managed care encounter data to identify fraud, waste, and abuse issues with managed care organization providers;

(e) Initiate data mining activities in order to identify fraud, waste, and abuse issues with managed care organization providers;

(f) Implement proactive data mining and routine audits of validated managed care encounter data;

(g) Assess liquidated damages to managed care organizations when fraud, waste, or abuse with managed care organization providers is identified;

(h) Require managed care organizations submit accurate reports on overpayments, including the prompt reporting of overpayments identified or recovered, specifying overpayments due to fraud, waste, or abuse;

(i) Implement processes to ensure integrity of data used for rate setting purposes;

(j) Refine payment suspension policies; and

(k) Ensure all federal database exclusion checks are performed at the appropriate intervals. The authority shall update managed care contracts as appropriate to reflect these requirements.

(52) \$96,130,000 of the general fund—state appropriation for fiscal year 2020 and \$100,476,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for fee-for-service dental services. The authority must provide these services through fee-for-service and may not proceed with either a carved-out or carved-in managed care dental option. Any contracts that have been procured or that are in the process of being procured shall not be entered into or implemented. By November 15, 2019, the authority shall report to the governor and appropriate committees of the legislature a plan to improve access to dental services for medicaid clients. This plan should address options for carve-in, carve-out, fee-for-service, and other models that would improve access and outcomes for adults and children. The plan should also include the cost for any options provided.

(53) During the 2019-2021 fiscal biennium, the authority must revise its agreements and contracts with vendors to include a provision to require that each vendor agrees to equality among its workers by ensuring similarly employed individuals are compensated as equals as follows:

(a) Employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed;

(b) Vendors may allow differentials in compensation for its workers based in good faith on any of the following:

(i) A seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels.

(ii) A bona fide job-related factor or factors may include, but not be limited to, education, training, or experience, that is: Consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential.

(iii) A bona fide regional difference in compensation level must be: Consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential.

(c) The provision must allow for the termination of the contract if the authority or department of enterprise services determines that the vendor is not in compliance with this agreement or contract term.

(d) The authority must implement this provision with any new contract and at the time of renewal of any existing contract.

(54) The authority is prohibited to direct any funds to safe-injection sites for the illicit use of drugs.

(55) \$1,400,000 of the general fund—state appropriation for fiscal year 2020, \$1,400,000 of the general fund—state appropriation for fiscal year 2021, and \$7,000,000 of the general fund—federal appropriation are provided solely to increase the rates paid to rural hospitals that meet the criteria in (a) through (d) of this subsection. Payments for state and federal medical assistance programs for services provided by such a hospital, regardless of the beneficiary's managed care enrollment status, must be increased to one hundred fifty percent of the hospital's fee-for-service rates. The authority must discontinue this rate increase after June 30, 2021, and return to the payment levels and methodology for these hospitals that were in place as of January 1, 2018. Hospitals participating in the certified public expenditures program may not receive increased reimbursement for inpatient services. Hospitals qualifying for this rate increase must:

(a) Be certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2013;

(b) Have had less than one hundred fifty acute care licensed beds in fiscal year 2011;

(c) Have a level III adult trauma service designation from the department of health as of January 1, 2014; and

(d) Be owned and operated by the state or a political subdivision.

(56) Within the amounts appropriated within this section the authority shall conduct an evaluation of purchasing arrangements and paid claims or encounter data for prescription drugs under managed care contracts for plan years 2017 and 2018 and compare these to contract purchasing agreements under the same years for the prescription drug consortium and identify any cost differences. The authority shall report its findings to the governor and appropriate committees of the legislature by November 15, 2019.

(57) The health care authority is directed to convene a work group on establishing a universal health care system in Washington. \$500,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the health care authority to contract with one or more consultants to perform any actuarial and financial analyses necessary to develop options under (b)(vi) of this subsection.

(a) The work group must consist of a broad range of stakeholders with expertise in the health care financing and delivery system, including but not limited to:

- (i) Consumers, patients, and the general public;
- (ii) Patient advocates and community health advocates;
- (iii) Large and small businesses with experience with large and small group insurance and self-insured models;
- (iv) Labor, including experience with Taft-Hartley coverage;
- (v) Health care providers that are self-employed and health care providers that are otherwise employed;
- (vi) Health care facilities such as hospitals and clinics;
- (vii) Health insurance carriers;
- (viii) The Washington health benefit exchange and state agencies, including the office of financial management, the office of the insurance commissioner, the department of revenue, and the office of the state treasurer; and

(ix) Legislators from each caucus of the house of representatives and senate.

(b) The work group must study and make recommendations to the legislature on how to create, implement, maintain, and fund a universal health care system that may include publicly funded, publicly administered, and publicly and privately delivered health care that is sustainable and affordable to all Washington residents including, but not limited to:

- (i) Options for increasing coverage and access for uninsured and underinsured populations;
- (ii) Transparency measures across major health system actors, including carriers, hospitals, and other health care facilities, pharmaceutical companies, and provider

groups that promote understanding and analyses to best manage and lower costs;

(iii) Innovations that will promote quality, evidence-based practices leading to sustainability, and affordability in a universal health care system. When studying innovations under this subsection, the work group must develop recommendations on issues related to covered benefits and quality assurance and consider expanding and supplementing the work of the Robert Bree collaborative and the health technology assessment program;

(iv) Options for ensuring a just transition to a universal health care system for all stakeholders including, but not limited to, consumers, businesses, health care providers and facilities, hospitals, health carriers, state agencies, and entities representing both management and labor for these stakeholders;

(v) Options to expand or establish health care purchasing in collaboration with neighboring states; and

(vi) Options for revenue and financing mechanisms to fund the universal health care system. The work group shall contract with one or more consultants to perform any actuarial and financial analyses necessary to develop options under this subsection.

(c) The work group must report its findings and recommendations to the appropriate committees of the legislature by November 15, 2020. Preliminary reports with findings and preliminary recommendations shall be made public and open for public comment by November 15, 2019, and May 15, 2020.

(58) \$23,000 of the general fund—state appropriation for fiscal year 2020, \$2,000 of the general fund—state appropriation for fiscal year 2021, and \$36,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(59) \$1,667,000 of the general fund—state appropriation for fiscal year 2020, \$855,000 of the general fund—state appropriation for fiscal year 2021, and \$1,867,000 of the general fund—federal appropriation are provided solely for the Washington rural health access preservation pilot program.

NEW SECTION. Sec. 212. FOR THE STATE HEALTH CARE AUTHORITY—PUBLIC EMPLOYEES' BENEFITS BOARD AND EMPLOYEE BENEFITS PROGRAM

State Health Care Authority Administrative Account—State	
Appropriation	\$35,274,000
TOTAL	APPROPRIATION
.....	.....\$35,274,000

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

- (1) Any savings resulting from reduced claims costs or other factors identified after March 1, 2019, must be

reserved for funding employee benefits in the 2021-2023 fiscal biennium. The health care authority shall deposit any moneys received on behalf of the uniform medical plan resulting from rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys received as a result of prior uniform medical plan claims payments, in the public employees' and retirees' insurance account to be used for insurance benefits.

(2) Any changes to benefits must be approved by the public employees' benefits board. The board shall not make any changes to benefits without considering a comprehensive analysis of the cost of those changes, and shall not increase benefits unless savings achieved under subsection (3) of this section or offsetting cost reductions from other benefit revisions are sufficient to fund the changes. However, the funding provided anticipates that the public employees' benefits board may increase the availability of nutritional counseling in the uniform medical plan by allowing a lifetime limit of up to twelve nutritional counseling visits. The board may also, within the amounts provided, use cost savings to enhance the basic long-term disability benefit.

(3) Except as may be provided in a health care bargaining agreement, to provide benefits within the level of funding provided in part IX of this bill, the public employees' benefits board shall require or make any or all of the following: Employee premium copayments, increases in point-of-service cost sharing, the implementation of managed competition, or make other changes to benefits consistent with RCW 41.05.065.

(4) The board shall collect a surcharge payment of not less than twenty-five dollars per month 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 be collected in addition to the member premium payment.

(5) \$7,000 of the state health care authority administrative account—state appropriation in this section is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amount in this subsection shall lapse.

(6) Within the amounts appropriated in this section, the health care authority shall evaluate benefit options available to medicare-eligible retirees to address the rising cost of prescription drugs and member premiums. By November 1, 2019, the authority must submit a report to the governor and the appropriate fiscal committees of the legislature that outlines the options considered, the long-term fiscal impact to employers and to the state, including the impact on federal subsidies, and the change in cost and benefit levels for retirees. The report may include recommendations and a plan to transition to more affordable options.

NEW SECTION. Sec. 213. FOR THE STATE HEALTH CARE AUTHORITY—SCHOOL EMPLOYEES' BENEFITS BOARD

School Employees' Insurance Administrative Account—State

Appropriation\$25,343,000

TOTAL APPROPRIATION

.....\$25,343,000

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

(1) By February 5, 2020, the health care authority shall report to the appropriate committees of the legislature on the total amount by school district, educational service district, and charter school billed for January benefits and a detailed list of school districts, educational service districts, and charter schools that have not remitted payment for January coverage as of January 31, 2020.

(2) \$2,000 of the appropriation in this section is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amount in this subsection shall lapse.

(3) The health care authority must study the potential cost savings and improved efficiency in providing insurance benefits to the employers and employees participating in the public employees' and school employees' benefits board systems that could be gained by consolidating the systems. The consolidation options studied must maintain separate risk pools for medicare-eligible and non-medicare eligible employees and retirees, assume a consolidation date of January 1, 2022, and incorporate the experiences gained by health care authority during the initial implementation and operation of the school employees' benefits board program. The study must be submitted to the committees of the house of representatives and the senate overseeing health care and the omnibus operating budget by November 15, 2020.

NEW SECTION. Sec. 214. FOR THE STATE HEALTH CARE AUTHORITY—HEALTH BENEFIT EXCHANGE

General Fund—State Appropriation (FY 2020) ..\$6,407,000

General Fund—State Appropriation (FY 2021) ..\$5,234,000

General Fund—Federal Appropriation.....\$52,128,000

Health Benefit Exchange Account—State Appropriation\$57,720,000

TOTAL APPROPRIATION

.....\$121,489,000

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

(1) The receipt and use of medicaid funds provided to the health 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.

(2)(a) By July 15th and January 15th of each year, the authority shall make a payment of one-half the general fund—state appropriation and one-half the health benefit exchange account—state appropriation to the exchange.

(b) The exchange shall monitor actual to projected revenues and make necessary adjustments in expenditures or carrier assessments to ensure expenditures do not exceed actual revenues.

(c) Payments made from general fund—state appropriation and health benefit exchange account—state appropriation shall be available for expenditure for no longer than the period of the appropriation from which it was made. When the actual cost of materials and services have been fully determined, and in no event later than the lapsing of the appropriation, any unexpended balance of the payment shall be returned to the authority for credit to the fund or account from which it was made, and under no condition shall expenditures exceed actual revenue.

(3) \$50,000 of the general fund—state appropriation for fiscal year 2020, \$50,000 of the general fund—state appropriation for fiscal year 2021, and \$1,048,000 of the health benefit exchange account—state appropriation are provided solely to implement Engrossed Substitute Senate Bill No. 5526 (individual health insurance market). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(4) \$1,173,000 of the general fund—state appropriation for fiscal year 2020 is provided for the exchange to enhance Washington healthplanfinder so eligible COFA citizens can obtain dental coverage. Open enrollment periods and special enrollment periods for the COFA dental program shall be consistent with the enrollment periods for the COFA medical program. The first open-enrollment period for the COFA dental program must begin no later than November 1, 2020.

(5) \$426,000 of the health benefit exchange account—state appropriation and \$874,000 of the general fund—federal appropriation are provided solely for cloud platform costs and are subject to the conditions, limitations, and review provided in section 719 of this act.

(6) \$968,000 of the health benefit exchange account—state appropriation and \$1,978,000 of the general fund—federal appropriation are provided solely for system integrator procurement and are subject to the conditions, limitations, and review provided in section 719 of this act.

NEW SECTION. Sec. 215. FOR THE STATE HEALTH CARE AUTHORITY—COMMUNITY BEHAVIORAL HEALTH PROGRAM

General Fund—State Appropriation (FY 2020)	\$556,003,000
General Fund—State Appropriation (FY 2021)	\$604,424,000
General Fund—Federal Appropriation	\$1,966,699,000

General Fund—Private/Local Appropriation	.....\$36,513,000
Criminal Justice Treatment Account—State Appropriation	.....\$12,986,000
Problem Gambling Account—State Appropriation	.....\$1,461,000
Medicaid Fraud Penalty Account—State Appropriation	.....\$51,000
Dedicated Marijuana Account—State Appropriation	
(FY 2020)	.....\$28,490,000
Dedicated Marijuana Account—State Appropriation	
(FY 2021)	.....\$28,493,000
Pension Funding Stabilization Account—State	
Appropriation	.....\$1,714,000
	TOTAL APPROPRIATION
	.....\$3,236,834,000

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

(1) For the purposes of this section, "behavioral health entities" means managed care organizations and administrative services organizations in regions where the authority is purchasing medical and behavioral health services through fully integrated contracts pursuant to RCW 71.24.380, and behavioral health organizations in regions that have not yet transitioned to fully integrated managed care.

(2) Within the amounts appropriated in this section, funding is provided for implementation of the settlement agreement under *Trueblood, et al. v. Department of Social and Health Services, et al.*, United States District Court for the Western District of Washington, Cause No. 14-cv-01178-MJP. In addition to amounts provided solely for implementation of the settlement agreement, class members must have access to supports and services funded throughout this section for which they meet eligibility and medical necessity requirements. The authority must include language in contracts that requires regional behavioral health entities to develop and implement plans for improving access to timely and appropriate treatment for individuals with behavioral health needs and current or prior criminal justice involvement who are eligible for services under these contracts.

(3) \$15,605,000 of the general fund—state appropriation for fiscal year 2020, \$15,754,000 of the general fund—state appropriation for fiscal year 2021, and \$4,789,000 of the general fund—federal appropriation are provided solely for the phase-in of the settlement agreement under *Trueblood, et al. v. Department of Social and Health Services, et al.*, United States District Court for the Western District of Washington, Cause No. 14-cv-01178-MJP. The department, in collaboration with the health care authority and the criminal justice training commission, must implement the provisions of the settlement agreement pursuant to the timeline and implementation plan provided for under the settlement agreement. This includes

implementing provisions related to competency evaluations, competency restoration, crisis diversion and supports, education and training, and workforce development.

(4) \$8,777,000 of the general fund—state appropriation for fiscal year 2020, \$10,424,000 of the general fund—state appropriation for fiscal year 2021, and \$20,197,000 of the general fund—federal appropriation are provided solely for the authority and behavioral health entities to continue to contract for implementation of high-intensity programs for assertive community treatment (PACT) teams. In determining the proportion of medicaid and nonmedicaid funding provided to behavioral health entities with PACT teams, the authority shall consider the differences between behavioral health entities in the percentages of services and other costs associated with the teams that are not reimbursable under medicaid. The authority may allow behavioral health entities which have nonmedicaid reimbursable costs that are higher than the nonmedicaid allocation they receive under this section to supplement these funds with local dollars or funds received under subsection (7) of this section. The authority and behavioral health entities shall maintain consistency with all essential elements of the PACT evidence-based practice model in programs funded under this section.

(5) From the general fund—state appropriations in this section, the authority shall assure that behavioral health entities reimburse the department of social and health services aging and long term support administration for the general fund—state cost of medicaid personal care services that enrolled behavioral health entity consumers use because of their psychiatric disability.

(6) \$3,520,000 of the general fund—federal appropriation is provided solely for the authority to maintain a pilot project to incorporate peer bridging staff into behavioral health regional teams that provide transitional services to individuals returning to their communities.

(7) \$81,930,000 of the general fund—state appropriation for fiscal year 2020 and \$81,930,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for persons and services not covered by the medicaid program. To the extent possible, levels of behavioral health entity spending must be maintained in the following priority order: Crisis and commitment services; community inpatient services; and residential care services, including personal care and emergency housing assistance. These amounts must be distributed to behavioral health entities proportionate to the fiscal year 2019 allocation of flexible nonmedicaid funds. The authority must include the following language in medicaid contracts with behavioral health entities unless they are provided formal notification from the center for medicaid and medicare services that the language will result in the loss of federal medicaid participation: "The contractor may voluntarily provide services that are in addition to those covered under the state plan, although the cost of these services cannot be included when determining payment rates unless including these costs are specifically allowed under federal law or an approved waiver."

(8) The authority is authorized to continue to contract directly, rather than through contracts with behavioral health entities for children's long-term inpatient facility services.

(9) \$1,204,000 of the general fund—state appropriation for fiscal year 2020 and \$1,204,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to reimburse Pierce and Spokane counties for the cost of conducting one hundred eighty-day commitment hearings at the state psychiatric hospitals.

(10) Behavioral health entities may use local funds to earn additional federal medicaid match, provided the locally matched rate does not exceed the upper-bound of their federally allowable rate range, and provided that the enhanced funding is used only to provide medicaid state plan or waiver services to medicaid clients. Additionally, behavioral health entities may use a portion of the state funds allocated in accordance with subsection (7) of this section to earn additional medicaid match, but only to the extent that the application of such funds to medicaid services does not diminish the level of crisis and commitment, community inpatient, residential care, and outpatient services presently available to persons not eligible for medicaid.

(11) \$2,291,000 of the general fund—state appropriation for fiscal year 2020 and \$2,291,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for mental health services for mentally ill offenders while confined in a county or city jail and for facilitating access to programs that offer mental health services upon release from confinement. The authority must collect information from the behavioral health entities on their plan for using these funds, the numbers of individuals served, and the types of services provided and submit a report to the office of financial management and the appropriate fiscal committees of the legislature by December 1st of each year of the biennium.

(12) Within the amounts appropriated in this section, funding is provided for the authority to develop and phase in intensive mental health services for high needs youth consistent with the settlement agreement in *T.R. v. Dreyfus and Porter*.

(13) The authority must establish minimum and maximum funding levels for all reserves allowed under behavioral health organization and administrative services organization contracts and include contract language that clearly states the requirements and limitations. The authority must monitor and ensure that behavioral health organization and administrative services organization reserves do not exceed maximum levels. The authority must monitor revenue and expenditure reports and must require a behavioral health organization or administrative services organization to submit a corrective action plan on how it will spend its excess reserves within a reasonable period of time, when its reported reserves exceed maximum levels established under the contract. The authority must review and approve such plans and monitor to ensure compliance. If the authority determines that a behavioral health organization or administrative services organization has failed to provide an adequate excess reserve corrective

action plan or is not complying with an approved plan, the authority must reduce payments to the entity in accordance with remedial actions provisions included in the contract. These reductions in payments must continue until the authority determines that the entity has come into substantial compliance with an approved excess reserve corrective action plan.

(14) During the 2019-2021 fiscal biennium, any amounts provided in this section that are used for case management services for pregnant and parenting women must be contracted directly between the authority and providers rather than through contracts with behavioral health organizations.

(15) Within the amounts appropriated in this section, the authority may contract with the University of Washington and community-based providers for the provision of the parent-child assistance program or other specialized chemical dependency case management providers for pregnant, post-partum, and parenting women. For all contractors: (a) Service and other outcome data must be provided to the authority by request; and (b) indirect charges for administering the program must not exceed ten percent of the total contract amount.

(16) \$3,500,000 of the general fund—federal appropriation (from the substance abuse prevention and treatment federal block grant) is provided solely for the continued funding of existing county drug and alcohol use prevention programs.

(17) Within the amounts provided in this section, behavioral health entities must provide outpatient chemical dependency treatment for offenders enrolled in the medicaid program who are supervised by the department of corrections pursuant to a term of community supervision. Contracts with behavioral health entities must require that behavioral health entities include in their provider network specialized expertise in the provision of manualized, evidence-based chemical dependency treatment services for offenders. The department of corrections and the authority must develop a memorandum of understanding for department of corrections offenders on active supervision who are medicaid eligible and meet medical necessity for outpatient substance use disorder treatment. The agreement will ensure that treatment services provided are coordinated, do not result in duplication of services, and maintain access and quality of care for the individuals being served. The authority must provide all necessary data, access, and reports to the department of corrections for all department of corrections offenders that receive medicaid paid services.

(18) The criminal justice treatment account—state appropriation is provided solely for treatment and treatment support services for offenders with a substance use disorder pursuant to RCW 71.24.580. The authority must offer counties the option to administer their share of the distributions provided for under RCW 71.24.580(5)(a). If a county is not interested in administering the funds, the authority shall contract with behavioral health entities to administer these funds consistent with the plans approved by local panels pursuant to RCW 71.24.580(5)(b). The authority must provide a report to the office of financial

management and the appropriate committees of the legislature which identifies the distribution of criminal justice treatment account funds by September 30, 2019.

(19) No more than \$27,844,000 of the general fund—federal appropriation may be expended for supported housing and employment services described in initiative 3a and 3b of the medicaid transformation demonstration waiver under healthier Washington. Under this initiative, the authority and the department of social and health services shall ensure that allowable and necessary services are provided to eligible clients as identified by the authority or its providers or third party administrator. The department and the authority in consultation with the medicaid forecast work group, shall ensure that reasonable reimbursements are established for services deemed necessary within an identified limit per individual. The authority shall not increase general fund—state expenditures under this initiative. The secretary in collaboration with the director of the authority shall report to the joint select committee on health care oversight no less than quarterly on financial and health outcomes. The secretary in cooperation with the director shall also report to the fiscal committees of the legislature all of the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(20) \$6,858,000 of the general fund—state appropriation for fiscal year 2020, \$6,858,000 of the general fund—state appropriation for fiscal year 2021, and \$8,046,000 of the general fund—federal appropriation are provided solely to maintain new crisis triage or stabilization centers. Services in these facilities may include crisis stabilization and intervention, individual counseling, peer support, medication management, education, and referral assistance. The authority shall monitor each center's effectiveness at lowering the rate of state psychiatric hospital admissions.

(21) \$1,125,000 of the general fund—federal appropriation is provided solely for the authority to develop a memorandum of understanding with the department of health for implementation of chapter 297, Laws of 2017 (opioid treatment programs). The authority must use these amounts to reimburse the department of health for costs incurred through the implementation of the bill.

(22) \$6,655,000 of the general fund—state appropriation for fiscal year 2020, \$10,015,000 of the general fund—state appropriation for fiscal year 2021, and \$12,965,000 of the general fund—federal appropriation are provided solely for the operation of secure withdrawal management and stabilization facilities. The authority may not use any of these amounts for services in facilities that are subject to federal funding restrictions that apply to institutions for mental diseases, unless they have received a waiver that allows for full federal participation in these facilities. Within these amounts, funding is provided to increase the fee for service rate for these facilities up to \$650 per day. The authority must require in contracts with behavioral health entities that, beginning in calendar year 2020, they pay no lower than the fee for service rate. The authority must coordinate with regional behavioral health entities to identify and implement purchasing strategies or

regulatory changes that increase access to services for individuals with complex behavioral health needs at secure withdrawal management and stabilization facilities.

(23) \$23,090,000 of the general fund—state appropriation for fiscal year 2020, \$23,090,000 of the general fund—state appropriation for fiscal year 2021, and \$92,444,000 of the general fund—federal appropriation are provided solely to maintain the enhancement of community-based behavioral health services that was funded in fiscal year 2019. Twenty percent of the general fund—state appropriation amounts for each regional service area must be used to increase their nonmedicaid funding and the remainder must be used to increase medicaid rates above FY 2018 levels. Effective January 2020, the medicaid funding is intended to increase rates for behavioral health services provided by licensed and certified community behavioral health agencies as defined by the department of health. This funding must be allocated to the managed care organizations proportionate to their medicaid enrollees. The authority must require the managed care organizations to provide a report on their implementation of this funding. The authority must submit a report to the legislature by December 1, 2020, summarizing how this funding was used and provide information for future options of increasing behavioral health provider rates through directed payments. The report must identify different mechanisms for implementing directed payment for behavioral health providers including but not limited to minimum fee schedules, across the board percentage increases, and value-based payments. The report must provide a description of each of the mechanisms considered, the timeline that would be required for implementing the mechanism, and whether and how the mechanism is expected to have a differential impact on different providers. The report must also summarize the information provided by managed care organizations in implementing the funding provided under this section.

(24) \$27,917,000 of the general fund—state appropriation for fiscal year 2020, \$36,095,000 of the general fund—state appropriation for fiscal year 2021, and \$60,644,000 of the general fund—federal appropriation are provided solely for the department to contract with community hospitals or freestanding evaluation and treatment centers to provide long-term inpatient care beds as defined in RCW 71.24.025. Within these amounts, the authority must meet the requirements for reimbursing counties for the judicial services for patients being served in these settings in accordance with RCW 71.05.730. The authority must coordinate with the department of social and health services in developing the contract requirements, selecting contractors, and establishing processes for identifying patients that will be admitted to these facilities. Sufficient amounts are provided in fiscal year 2020 for the authority to reimburse community hospitals serving medicaid clients in long-term inpatient care beds as defined in RCW 71.24.025 at a rate of \$1,171 per day, or the hospital's current psychiatric inpatient per diem rate, whichever is higher. The rate paid to hospitals in this subsection cannot exceed one-hundred percent of the hospitals eligible costs based on their most recently completed medicare cost report. The authority in collaboration with the Washington state hospital association

must convene a work group to develop a methodology for reimbursing community hospitals serving these clients. In developing this methodology, the authority must account for cost structure differences between teaching hospitals and other hospital types. The authority must provide a report to the appropriate committees of the legislature by December 1, 2019. The report must:

(a) Describe the methodology developed by the work group;

(b) Identify cost differences between teaching hospitals and other hospital types;

(c) Provide options for incentivizing community hospitals to offer long-term inpatient care beds day beds including a rate recommendation;

(d) Identify the cost associated with any recommended changes in rates or rate setting methodology; and

(e) Outline an implementation plan.

(25) \$1,455,000 of the general fund—state appropriation for fiscal year 2020, \$1,401,000 of the general fund—state appropriation for fiscal year 2021, and \$3,210,000 of the general fund—federal appropriation are provided solely for the implementation of intensive behavioral health treatment facilities within the community behavioral health service system pursuant to Second Substitute House Bill No. 1394 (behavioral health facilities).

(26) \$21,000 of the general fund—state appropriation for fiscal year 2020, \$152,000 of the general fund—state appropriation for fiscal year 2021, and \$173,000 of the general fund—federal appropriation are provided solely to implement chapter 70, Laws of 2019 (SHB 1199) (health care/disability).

(27)(a) \$12,878,000 of the dedicated marijuana account—state appropriation for fiscal year 2020 and \$12,878,000 of the dedicated marijuana account—state appropriation for fiscal year 2021 are provided for:

(i) A memorandum of understanding with the department of children, youth, and families to provide substance abuse treatment programs;

(ii) A contract with the Washington state institute for public policy to conduct a cost-benefit evaluation of the implementations of chapter 3, Laws of 2013 (Initiative Measure No. 502);

(iii) Designing and administering the Washington state healthy youth survey and the Washington state young adult behavioral health survey;

(iv) Maintaining increased services to pregnant and parenting women provided through the parent child assistance program;

(v) Grants to the office of the superintendent of public instruction for life skills training to children and youth;

(vi) Maintaining increased prevention and treatment service provided by tribes and federally recognized American Indian organization to children and youth;

(vii) Maintaining increased residential treatment services for children and youth;

(viii) Training and technical assistance for the implementation of evidence-based, research based, and promising programs which prevent or reduce substance use disorder;

(ix) Expenditures into the home visiting services account; and

(x) Grants to community-based programs that provide prevention services or activities to youth.

(b) The authority must allocate the amounts provided in (a) of this subsection amongst the specific activities proportionate to the fiscal year 2019 allocation.

(28)(a) \$1,125,000 of the general fund—state appropriation for fiscal year 2020 and \$1,125,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for Spokane behavioral health entities to implement services to reduce utilization and the census at eastern state hospital. Such services must include:

(i) High intensity treatment team for persons who are high utilizers of psychiatric inpatient services, including those with co-occurring disorders and other special needs;

(ii) Crisis outreach and diversion services to stabilize in the community individuals in crisis who are at risk of requiring inpatient care or jail services;

(iii) Mental health services provided in nursing facilities to individuals with dementia, and consultation to facility staff treating those individuals; and

(iv) Services at the sixteen-bed evaluation and treatment facility.

(b) At least annually, the Spokane county behavioral health entities shall assess the effectiveness of these services in reducing utilization at eastern state hospital, identify services that are not optimally effective, and modify those services to improve their effectiveness.

(29) \$24,819,000 of the general fund—state appropriation for fiscal year 2020 is provided solely to assist behavioral health entities with the costs of providing services to medicaid clients receiving services in psychiatric facilities classified as institutions of mental diseases. The authority must distribute these amounts proportionate to the number of bed days for medicaid clients in institutions for mental diseases that were excluded from behavioral health organization calendar year 2019 capitation rates because they exceeded the amounts allowed under federal regulations. The authority must also use these amounts to directly pay for costs that are ineligible for medicaid reimbursement in institutions of mental disease facilities for American Indian and Alaska Natives who opt to receive behavioral health services on a fee-for-service basis. The amounts used for these individuals must be reduced from the allocation of the behavioral health organization where the

individual resides. If a behavioral health organization receives more funding through this subsection than is needed to pay for the cost of their medicaid clients in institutions for mental diseases, they must use the remainder of the amounts to provide other services not covered under the medicaid program. The authority must submit an application for a waiver to allow, by July 1, 2020, for full federal participation for medicaid clients in mental health facilities classified as institutions of mental diseases. The authority must submit a report on the status of the waiver to the office of financial management and the appropriate committees of the legislature by December 1, 2019.

(30) The authority must require all behavioral health organizations transitioning to full integration to either spend down or return all reserves in accordance with contract requirements and federal and state law. Behavioral health organization reserves may not be used to pay for services to be provided beyond the end of a behavioral health organization's contract or for startup costs in full integration regions except as provided in this subsection. The authority must ensure that any increases in expenditures in behavioral health reserve spend-down plans are required for the operation of services during the contract period and do not result in overpayment to providers. If the nonfederal share of reserves returned during fiscal year 2020 exceeds \$35,000,000, the authority shall use some of the amounts in excess of \$35,000,000 to support the final regions transitioning to full integration of physical and behavioral health care. These amounts must be distributed proportionate to the population of each regional area covered. The maximum amount allowed per region is \$3,175 per 1,000 residents. These amounts must be used to provide a reserve for nonmedicaid services in the region to stabilize the new crisis services system.

(31) \$1,850,000 of the general fund—state appropriation for fiscal year 2020, \$1,850,000 of the general fund—state appropriation for fiscal year 2021, and \$13,312,000 of the general fund—federal appropriation are provided solely for the authority to implement a medicaid state plan amendment which provides for substance use disorder peer support services to be included in behavioral health capitation rates beginning in fiscal year 2020 in accordance with section 213(5)(ss), chapter 299, Laws of 2018. The authority shall require managed care organizations to provide access to peer support services for individuals with substance use disorders transitioning from emergency departments, inpatient facilities, or receiving treatment as part of hub and spoke networks.

(32) \$1,256,000 of the general fund—state appropriation for fiscal year 2021 and \$1,686,000 of the general fund—federal appropriation are provided solely for the authority to increase the number of residential beds for pregnant and parenting women. These amounts may be used for startup funds and ongoing costs associated with two new sixteen bed pregnant and parenting women residential treatment programs.

(33) Within the amounts appropriated in this section, the authority must maintain a rate increase for community hospitals that provide a minimum of 200 medicaid psychiatric inpatient days pursuant to the methodology

adopted to implement section 213(5)(n), chapter 299, Laws of 2018 (ESSB 6032) (partial veto).

(34) \$1,393,000 of the general fund—state appropriation for fiscal year 2020, \$1,423,000 of the general fund—state appropriation for fiscal year 2021, and \$5,938,000 of the general fund—federal appropriation are provided solely for the authority to implement discharge wraparound services for individuals with complex behavioral health conditions transitioning or being diverted from admission to psychiatric inpatient programs. The authority must coordinate with the department of social and health services in establishing the standards for these programs.

(35) \$850,000 of the general fund—federal appropriation is provided solely to contract with a nationally recognized recovery residence organization and to create a revolving fund for loans to operators of recovery residences seeking certification in accordance with Second Substitute House Bill No. 1528 (recovery support services). If the bill is not enacted by June 30, 2019, the amount in this subsection shall lapse.

(36) \$212,000 of the general fund—state appropriation for fiscal year 2020, \$212,000 of the general fund—state appropriation for fiscal year 2021, and \$124,000 of the general fund—federal appropriation are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1874 (adolescent behavioral health). Funding is provided specifically for the authority to provide an online training to behavioral health providers related to state law and best practices in family-initiated treatment, adolescent-initiated treatment, and other services and to conduct an annual survey to measure the impacts of implementing policies resulting from the bill. If the bill is not enacted by June 30, 2019, the amounts in this subsection shall lapse.

(37) \$500,000 of the general fund—state appropriation for fiscal year 2020, \$500,000 of the general fund—state appropriation for fiscal year 2021, and \$1,000,000 of the general fund—federal appropriation are provided solely for the authority to implement a memorandum of understanding with the criminal justice training commission to provide funding for community grants pursuant to Second Substitute House Bill No. 1767 (alternatives to arrest). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(38) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for provision of crisis stabilization services to individuals who are not eligible for medicaid in Whatcom county. The authority must coordinate with crisis stabilization providers, managed care organizations, and behavioral health administrative services organizations throughout the state to identify payment models that reflect the unique needs of crisis stabilization and crisis triage providers. The report must also include an analysis of the estimated gap in nonmedicaid funding for crisis stabilization and triage facilities throughout the state. The authority must provide a report to the office of financial management and

the appropriate committees of the legislature on the estimated nonmedicaid funding gap and payment models by December 1, 2019.

(39) The authority must conduct an analysis to determine whether there is a gap in fiscal year 2020 behavioral health entity funding for services in institutions for mental diseases and submit a report to the office of financial management and the appropriate committees of the legislature by November 1, 2019. The report must be developed in consultation with the office of financial management and staff from the fiscal committees of the legislature and must include the following elements: (a) The increase in the number of nonmedicaid bed days in institutions for mental diseases from fiscal year 2017 to fiscal year 2019 by facility and the estimated annual cost associated with these increased bed days in FY 2020; (b) the increase in the number of medicaid bed days in institutions for mental diseases from fiscal year 2017 to fiscal year 2019 by facility and the estimated annual cost associated with these increased bed days in FY 2020; (c) the amount of funding assumed in current behavioral health entity medicaid capitation rates for institutions for mental diseases bed days that are currently allowable under medicaid regulation or waivers; (d) the amounts provided in subsection (29) of this section to assist with costs in institutions for mental diseases not covered in medicaid capitation rates; and (e) any remaining gap in behavioral health entity funding for institutions for mental diseases for medicaid or nonmedicaid clients.

(40) \$1,968,000 of the general fund—state appropriation for fiscal year 2020, \$3,396,000 of the general fund—state appropriation for fiscal year 2021, and \$12,150,000 of the general fund—federal appropriation are provided solely for support of and to increase clubhouse facilities across the state. The authority shall work with the centers for medicare and medicaid services to review opportunities to include clubhouse services as an optional "in lieu of" service in managed care organization contracts in order to maximize federal participation. The authority must provide a report to the office of financial management and the appropriate committees of the legislature on the status of efforts to implement clubhouse programs and receive federal approval for including these services in managed care organization contracts as an optional "in lieu of" service.

(41) \$1,000,000 of the general fund—federal appropriation (from the substance abuse prevention and treatment federal block grant) is provided solely for the authority to contract on a one-time basis with the University of Washington behavioral health institute to develop and disseminate model programs and curricula for inpatient and outpatient treatment for individuals with substance use disorder and co-occurring disorders. The behavioral health institute will provide individualized consultation to behavioral health agencies in order to improve the delivery of evidence-based and promising practices and overall quality of care. The behavioral health institute will provide training to staff of behavioral health agencies to enhance the quality of substance use disorder and co-occurring treatment delivered.

(42) The number of beds allocated for use by behavioral health entities at eastern state hospital shall be one hundred ninety two per day. The number of nonforensic beds allocated for use by behavioral health entities at western state hospital shall be five hundred twenty-seven per day. During fiscal year 2020, the authority must reduce the number of beds allocated for use by behavioral health entities at western state hospital by sixty beds to allow for the repurposing of two civil wards at western state hospital to provide forensic services. Contracted community beds provided under subsection (24) of this section shall be allocated to the behavioral health entities in lieu of beds at western state hospital and be incorporated in their allocation of state hospital patient days of care for the purposes of calculating reimbursements pursuant to RCW 71.24.310. It is the intent of the legislature to continue the policy of expanding community based alternatives for long-term civil commitment services that allow for state hospital beds to be prioritized for forensic patients.

(43) \$190,000 of the general fund—state appropriation for fiscal year 2020, \$947,000 of the general fund—state appropriation for fiscal year 2021, and \$1,023,000 of the general fund—federal appropriation are provided solely for the authority to develop a statewide plan to implement evidence-based coordinated specialty care programs that provide early identification and intervention for psychosis in behavioral health agencies in accordance with Second Substitute Senate Bill No. 5903 (children's mental health). If the bill is not enacted by June 30, 2019, the amounts in this subsection shall lapse.

(44) \$708,000 of the general fund—state appropriation for fiscal year 2021 and \$799,000 of the general fund—federal appropriation are provided solely for implementing mental health peer respite centers and a pilot project to implement a mental health drop-in center beginning January 1, 2020, in accordance with Second Substitute House Bill No. 1394 (behavioral health facilities).

(45) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided on a one-time basis solely for a licensed youth residential psychiatric substance abuse and mental health agency located in Clark county to invest in staff training and increasing client census.

(46) \$509,000 of the general fund—state appropriation for fiscal year 2020, \$494,000 of the general fund—state appropriation for fiscal year 2021, and \$4,823,000 of the general fund—federal appropriation are provided solely for diversion grants to establish new law enforcement assisted diversion programs outside of King county consistent with the provisions of Substitute Senate Bill No. 5380 (opioid use disorder).

(47) The authority must compile all previous reports and collaborate with any work groups created during the 2019-2021 fiscal biennium for the purpose of establishing the implementation plan for transferring the full risk of long-term inpatient care for mental illness into the behavioral health entity contracts by January 1, 2020.

(48) \$225,000 of the general fund—state appropriation for fiscal year 2020 and \$225,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to continue funding one pilot project in Pierce county to promote increased utilization of assisted outpatient treatment programs. The authority shall provide a report to the legislature by October 15, 2020, which must include the number of individuals served, outcomes to include changes in use of inpatient treatment and hospital stays, and recommendations for further implementation based on lessons learned from the pilot project.

(49) \$18,000 of the general fund—state appropriation for fiscal year 2020, \$18,000 of the general fund—state appropriation for fiscal year 2021, and \$36,000 of the general fund—federal appropriation are provided solely for the implementation of Substitute Senate Bill No. 5181 (involuntary treatment procedures). If the bill is not enacted by June 30, 2019, the amounts in this subsection shall lapse.

(50) \$814,000 of the general fund—state appropriation for fiscal year 2020, \$800,000 of the general fund—state appropriation for fiscal year 2021, and \$1,466,000 of the general fund—federal appropriation are provided solely for the authority to implement the recommendations of the state action alliance for suicide prevention, to include suicide assessments, treatment, and grant management.

(51) Within existing appropriations, the authority shall prioritize the prevention and treatment of intravenous opiate-based drug use.

(52) \$446,000 of the general fund—state appropriation for fiscal year 2020, \$446,000 of the general fund—state appropriation for fiscal year 2021, and \$178,000 of the general fund—federal appropriation are provided solely for the University of Washington's evidence-based practice institute which supports the identification, evaluation, and implementation of evidence-based or promising practices. The institute must work with the authority to develop a plan to seek private, federal, or other grant funding in order to reduce the need for state general funds. The authority must collect information from the institute on the use of these funds and submit a report to the office of financial management and the appropriate fiscal committees of the legislature by December 1st of each year of the biennium.

NEW SECTION. Sec. 216. FOR THE HUMAN RIGHTS COMMISSION

General Fund—State Appropriation (FY 2020) ..	\$2,510,000
General Fund—State Appropriation (FY 2021) ..	\$2,543,000
General Fund—Federal Appropriation	\$2,613,000
Pension Funding Stabilization Account—State Appropriation	\$190,000

TOTAL APPROPRIATION \$7,856,000

The appropriations in this section are subject to the following conditions and limitations: \$103,000 of the general fund—state appropriation for fiscal year 2020 and

\$97,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute Senate Bill No. 5602 (reproductive health care). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 217. FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

Worker and Community Right to Know Fund—State

Appropriation	\$10,000
Accident Account—State Appropriation	\$24,326,000
Medical Aid Account—State Appropriation.....	\$24,327,000
TOTAL	APPROPRIATION
.....	\$48,663,000

NEW SECTION. Sec. 218. FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund—State Appropriation (FY 2020)	\$25,649,000
General Fund—State Appropriation (FY 2021)	\$25,697,000
General Fund—Private/Local Appropriation.....	\$6,630,000
Death Investigations Account—State Appropriation	\$682,000
Municipal Criminal Justice Assistance Account—	
State Appropriation	\$460,000
Washington Auto Theft Prevention Authority Account—	
State Appropriation.....	\$8,167,000
24/7 Sobriety Account—State Appropriation.....	\$20,000
Pension Funding Stabilization Account—State	
Appropriation.....	\$460,000
TOTAL	APPROPRIATION
.....	\$67,765,000

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

(1) \$5,000,000 of the general fund—state appropriation for fiscal year 2020 and \$5,000,000 of the general fund—state appropriation for fiscal year 2021, are provided to the Washington association of sheriffs and police chiefs solely to verify the address and residency of registered sex offenders and kidnapping offenders under RCW 9A.44.130.

(2) \$2,248,000 of the general fund—state appropriation for fiscal year 2020 and \$2,269,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for seventy-five percent of the costs of providing nine additional statewide basic law enforcement trainings in each fiscal year. The criminal justice training commission must schedule its funded classes to minimize wait times throughout each fiscal year and meet statutory wait time requirements. The criminal justice training commission must track and report the average wait time for students at the beginning of each class and provide the findings in an annual report to the legislature due in

December of each year. At least two classes must be held in Spokane each year.

(3) The criminal justice training commission may not run a basic law enforcement academy class of fewer than 30 students.

(4) \$429,000 of the general fund—state appropriation for fiscal year 2020 and \$429,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for expenditure into the nonappropriated Washington internet crimes against children account for the implementation of chapter 84, Laws of 2015.

(5) \$2,000,000 of the general fund—state appropriation for fiscal year 2020 and \$2,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the mental health field response team program administered by the Washington association of sheriffs and police chiefs. The association must distribute \$3,000,000 in grants to the phase one regions as outlined in the settlement agreement under *Trueblood, et. al. v. Department of Social and Health Services, et. al.*, U.S. District Court-Western District, Cause No. 14-cv-01178-MJP. The association must submit an annual report to the Governor and appropriate committees of the legislature by September 1st of each year of the biennium. The report shall include best practice recommendations on law enforcement and behavioral health field response and include outcome measures on all grants awarded.

(6) \$450,000 of the general fund—state appropriation for fiscal year 2020 and \$449,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for crisis intervention training for the phase one regions as outlined in the settlement agreement under *Trueblood, et. al. v. Department of Social and Health Services, et. al.*, U.S. District Court-Western District, Cause No. 14-cv-01178-MJP.

(7) \$534,000 of the death investigations account—state appropriation is provided solely for the commission to update and expand the medicolegal forensic investigation training currently provided to coroners and medical examiners from eighty hours to two-hundred forty hours to meet the recommendations of the national commission on forensic science for certification and accreditation. Funding is contingent on the death investigation account receiving three dollars of the five dollar increase in vital records fees from the passage of Engrossed Substitute Senate Bill No. 5332 (vital statistics). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(8) \$10,000 of the general fund—state appropriation for fiscal year 2020, \$22,000 of the general fund—state appropriation for fiscal year 2021, and \$10,000 of the general fund—local appropriation are provided solely for an increase in vendor rates on the daily meals provided to basic law enforcement academy recruits during their training.

(9) \$200,000 of the general fund—state appropriation for fiscal year 2020 and \$200,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to implement Second Substitute House Bill No. 1767 (alternatives to arrest/jail). If the bill is not enacted

by June 30, 2019, the amounts provided in this subsection shall lapse.

(10) \$75,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a vendor rate increase of seven tenths of one percent for the Washington association of sheriffs and police chiefs.

NEW SECTION. Sec. 219. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

General Fund—State Appropriation (FY 2020)	\$13,107,000
General Fund—State Appropriation (FY 2021)	\$11,696,000
General Fund—Federal Appropriation	\$11,876,000
Asbestos Account—State Appropriation	\$590,000
Electrical License Account—State Appropriation	\$58,068,000
Farm Labor Contractor Account—State Appropriation	\$28,000
Worker and Community Right to Know Fund—	
State Appropriation	\$1,039,000
Construction Registration Inspection Account—	
State Appropriation	\$23,888,000
Public Works Administration Account—State Appropriation.....	\$10,988,000
Manufactured Home Installation Training Account—	
State Appropriation	\$412,000
Pension Funding Stabilization Account—State Appropriation.....	\$1,434,000
Accident Account—State Appropriation	\$392,548,000
Accident Account—Federal Appropriation	\$15,674,000
Medical Aid Account—State Appropriation...	\$397,545,000
Medical Aid Account—Federal Appropriation...	\$3,515,000
Plumbing Certificate Account—State Appropriation	\$2,004,000
Pressure Systems Safety Account—State Appropriation	\$4,667,000
TOTAL APPROPRIATION	\$949,079,000

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

(1) \$40,988,000 of the accident account—state appropriation and \$40,986,000 of the medical aid account—state appropriation are provided solely for the labor and industries workers' compensation information system replacement project and are subject to the conditions, limitations, and review provided in section 719 of this act.

(2) \$250,000 of the medical aid account—state appropriation and \$250,000 of the accident account—state appropriation are provided solely for the department of labor and industries safety and health assessment and research for prevention program to conduct research to address the high injury rates of the janitorial workforce. The research must quantify the physical demands of common janitorial work tasks and assess the safety and health needs of janitorial workers. The research must also identify potential risk factors associated with increased risk of injury in the janitorial workforce and measure workload based on the strain janitorial work tasks place on janitors' bodies. The department must conduct interviews with janitors and their employers to collect information on risk factors, identify the tools, technologies, and methodologies used to complete work, and understand the safety culture and climate of the industry. The department must issue an initial report to the legislature, by June 30, 2020, assessing the physical capacity of workers in the context of the industry's economic environment and ascertain usable support tools for employers and workers to decrease risk of injury. After the initial report, the department must produce annual progress reports, beginning in 2021 through the year 2022 or until the tools are fully developed and deployed. The annual progress reports must be submitted to the legislature by December 1st of each year such reports are due.

(3) \$1,700,000 of the accident account—state appropriation and \$300,000 of the medical aid account—state appropriation are provided solely for a contract with a permanently registered Washington sector intermediary to provide supplemental instruction for information technology apprentices. Funds spent for this purpose must be matched by an equal amount of funding from the information technology industry members, except small and mid-sized employers. Up to \$1,000,000 may be spent to provide supplemental instruction for apprentices at small and mid-sized businesses. "Small and mid-sized businesses" means those that have fewer than one hundred employees or have less than five percent annual net profitability. The sector intermediary will collaborate with the state board for community and technical colleges to integrate and offer related supplemental instruction through one or more Washington state community or technical colleges by the 2020-21 academic year.

(4) \$1,360,000 of the accident account—state appropriation and \$240,000 of the medical aid account—state appropriation are provided solely for the department of labor and industries to establish a health care apprenticeship program.

(5) \$273,000 of the accident account—state appropriation and \$273,000 of the medical aid account—state appropriation are provided solely for the department of labor and industries safety and health assessment research for prevention program to conduct research to prevent the types of work-related injuries that require immediate hospitalization. The department will develop and maintain a tracking system to identify and respond to all immediate inpatient hospitalizations and will examine incidents in defined high-priority areas, as determined from historical data and public priorities. The research must identify and

characterize hazardous situations and contributing factors using epidemiological, safety-engineering, and human factors/ergonomics methods. The research must also identify common factors in certain types of workplace injuries that lead to hospitalization. The department must submit an initial report to the governor and appropriate legislative committees by August 30, 2020, and annually thereafter, summarizing work-related immediate hospitalizations and prevention opportunities, actions that employers and workers can take to make workplaces safer, and ways to avoid severe injuries.

(6) \$666,000 of the accident account—state appropriation and \$243,000 of the medical aid account—state appropriation are provided solely for implementation of Substitute Senate Bill No. 5175 (firefighter safety). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(7) \$2,257,000 of the public works administration account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5035 (prevailing wage laws) and is subject to the conditions, limitations, and review provided in section 719 of this act. If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(8) \$37,000 of the accident account—state appropriation and \$33,000 of the medical aid account—state appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(9) \$52,000 of the accident account—state appropriation is provided solely for the complaint activity tracking system adjustment project, which will add functionality related to conducting company-wide wage investigations. This funding is subject to the conditions, limitations, and review provided in section 719 of this act.

(10) \$850,000 of the accident account—state appropriation and \$850,000 of the medical aid account—state appropriation are provided solely for issuing and managing contracts with customer-trusted groups to develop and deliver information to small businesses and their workers about workplace rights, regulations and services administered by the agency.

(11) \$4,676,000 of the general fund—state appropriation for fiscal year 2020 and \$2,092,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for increasing rates for medical and health care service providers treating persons in the crime victim compensation program.

(12) \$744,000 of the accident account—state appropriation and \$744,000 of the medical aid account—state appropriation are provided solely for customer service staffing at field offices.

(13) \$3,432,000 of the accident account—state appropriation and \$606,000 of the medical aid account—state appropriation are provided solely for the division of

occupational safety and health to add workplace safety and health consultants, inspectors, and investigators.

(14) \$788,000 of the accident account—state appropriation and \$140,000 of the medical aid account—state appropriation are provided solely for apprenticeship staffing to respond to inquiries and process registrations.

(15) \$2,608,000 of the accident account—state appropriation and \$3,541,000 of the medical aid account—state appropriation are provided solely for claims management staffing to reduce caseloads.

(16) \$1,072,000 of the public works administration account—state appropriation is provided solely for implementation of Substitute House Bill No. 1295 (public works contracting). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(17) \$695,000 of the accident account—state appropriation and \$124,000 of the medical aid account—state appropriation are provided solely for implementation of Engrossed Substitute House Bill No. 1817 (high hazard facilities). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(18) \$67,000 of the accident account—state appropriation and \$66,000 of the medical aid account—state appropriation are provided solely for implementation of Substitute House Bill No. 1909 (industrial ins. claim records). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(19) \$313,000 of the accident account—state appropriation and \$312,000 of the medical aid account—state appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5116 (clean energy). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 220. FOR THE DEPARTMENT OF VETERANS AFFAIRS

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

(a) The department of veterans affairs shall not initiate any services that will require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys must be spent for services authorized in this act or in any other legislation that provides appropriation authority, and an equal amount of appropriated state moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(b) Each year, there is fluctuation in the revenue collected to support the operation of the state veteran homes. When the department has foreknowledge that revenue will decrease, such as from a loss of census or from the elimination of a program, the legislature expects the department to make reasonable efforts to reduce expenditures in a commensurate manner and to demonstrate that it has made such efforts. By December 31, 2019, the department must: (i) Develop and implement a sustainable staffing model for the institutional services program to keep expenditures commensurate with the program revenue; and (ii) report to the legislature regarding its expenditures. In response to any request by the department for general fund—state appropriation to backfill a loss of revenue, the legislature shall consider the department's efforts in reducing its expenditures in light of known or anticipated decreases to revenues.

(2) HEADQUARTERS

General Fund—State Appropriation (FY 2020).. \$4,088,000
 General Fund—State Appropriation (FY 2021).. \$4,119,000
 Charitable, Educational, Penal, and Reformatory
 Institutions Account—State Appropriation. \$10,000
 Pension Funding Stabilization Account—State
 Appropriation..... \$185,000
 TOTAL APPROPRIATION\$8,402,000

(3) FIELD SERVICES

General Fund—State Appropriation (FY 2020).. \$6,602,000
 General Fund—State Appropriation (FY 2021).. \$6,770,000
 General Fund—Federal Appropriation \$4,435,000
 General Fund—Private/Local Appropriation..... \$4,958,000
 Veteran Estate Management Account—Private/Local
 Appropriation \$708,000
 Pension Funding Stabilization Account—State
 Appropriation..... \$444,000
 Veterans Stewardship Nonappropriated Account—
 State Appropriation \$300,000
 Veterans Innovation Program Account—State
 Appropriation \$100,000
 TOTAL APPROPRIATION
 \$24,317,000

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

(a) \$1,338,000 of the general fund—federal appropriation and \$120,000 of the general fund—local appropriation are provided solely for the expansion of the transitional housing program at the Washington soldiers home.

(b) \$300,000 of the general fund—state appropriation for fiscal year 2020, \$300,000 of the general

fund—state appropriation for fiscal year 2021, and \$100,000 of the veterans innovation account—state appropriation are provided solely for veterans innovation program grants.

(c) \$300,000 of the veterans stewardship nonappropriated account—state appropriation is provided solely for the department's traumatic brain injury program.

(d) \$300,000 of the general fund—state appropriation for fiscal year 2020 and \$300,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to implement Second Substitute House Bill No. 1448 (veterans service officers). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(e)(i) \$140,000 of the general fund—state appropriation for fiscal year 2020 and \$142,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to develop a statewide plan to reduce suicide among service members, veterans, and their families. In developing the plan, the department shall:

(A) Collaborate with government and nongovernment agencies and organizations to establish promising best practices for suicide awareness and prevention materials, training, and outreach programs targeted to service members, veterans, and their families;

(B) Cultivate peer-led organizations serving veterans in transition and recovery;

(C) Create statewide suicide awareness and prevention training programs with content specific to service members, veterans, and their families; and

(D) Provide safer homes materials and distribute safe firearms storage devices, to the Washington national guard, the Washington state patrol, allied veteran groups, and other organizations serving or employing veterans, following the recommendations of the suicide-safer homes task force.

(ii) The department must report to the legislature regarding the development of the plan no later than December 1, 2020.

(4) INSTITUTIONAL SERVICES

General Fund—State Appropriation (FY 2020) \$13,379,000
 General Fund—State Appropriation (FY 2021) \$14,565,000
 General Fund—Federal Appropriation.....\$85,479,000
 General Fund—Private/Local Appropriation\$28,737,000
 Pension Funding Stabilization Account—State
 Appropriation\$1,464,000
 TOTAL APPROPRIATION
\$143,624,000

The appropriations in this subsection are subject to the following conditions and limitations: The amounts provided in this subsection include a general fund—state backfill for a revenue shortfall at the Washington soldiers home in Orting and the Walla Walla veterans home.

(5) CEMETERY SERVICES

General Fund—State Appropriation (FY 2020).....	\$100,000
General Fund—State Appropriation (FY 2021).....	\$100,000
General Fund—Federal Appropriation	\$688,000
TOTAL APPROPRIATION ..	
\$888,000	

NEW SECTION. Sec. 221. FOR THE DEPARTMENT OF HEALTH

General Fund—State Appropriation (FY 2020)	\$75,208,000
General Fund—State Appropriation (FY 2021)	\$72,760,000
General Fund—Federal Appropriation	\$581,269,000
General Fund—Private/Local Appropriation..	\$184,174,000
Hospital Data Collection Account—State Appropriation	\$362,000
Health Professions Account—State Appropriation	\$144,746,000
Aquatic Lands Enhancement Account—State Appropriation	\$633,000
Emergency Medical Services and Trauma Care Systems	
Trust Account—State Appropriation ...	\$10,091,000
Safe Drinking Water Account—State Appropriation	\$6,050,000
Drinking Water Assistance Account—Federal Appropriation.....	\$16,974,000
Waterworks Operator Certification Account—	
State Appropriation	\$1,990,000
Drinking Water Assistance Administrative Account—	
State Appropriation	\$1,228,000
Site Closure Account—State Appropriation	\$183,000
Biotoxin Account—State Appropriation.....	\$1,693,000
Model Toxics Control Operating Account—	
State Appropriation	\$4,465,000
Medicaid Fraud Penalty Account—State Appropriation	\$1,326,000
Medical Test Site Licensure Account—State Appropriation	\$2,703,000
Youth Tobacco and Vapor Products Prevention Account—	
State Appropriation	\$4,373,000
Dedicated Marijuana Account—State Appropriation	
(FY 2020).....	\$10,786,000
Dedicated Marijuana Account—State Appropriation	
(FY 2021).....	\$10,616,000
Public Health Supplemental Account—Private/Local	

Appropriation	\$3,668,000
Pension Funding Stabilization Account—State	
Appropriation	\$3,816,000
Accident Account—State Appropriation.....	\$362,000
Medical Aid Account—State Appropriation.....	\$54,000
TOTAL APPROPRIATION	
\$1,139,530,000	

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

(1) The department of health shall not initiate any services that will require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department of health and the state board of health shall not implement any new or amended rules pertaining to primary and secondary school facilities until the rules and a final cost estimate have been presented to the legislature, and the legislature has formally funded implementation of the rules through the omnibus appropriations act or by statute. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation that provides appropriation authority, and an equal amount of appropriated state moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(2) During the 2019-2021 fiscal biennium, each person subject to RCW 43.70.110(3)(c) is required to pay only one surcharge of up to twenty-five dollars annually for the purposes of RCW 43.70.112, regardless of how many professional licenses the person holds.

(3) In accordance with RCW 43.20B.110, 43.135.055, and 71.24.035, the department is authorized to adopt license and certification fees in fiscal years 2020 and 2021 to support the costs of the regulatory program. The department's fee schedule shall have differential rates for providers with proof of accreditation from organizations that the department has determined to have substantially equivalent standards to those of the department, including but not limited to the joint commission on accreditation of health care organizations, the commission on accreditation of rehabilitation facilities, and the council on accreditation. To reflect the reduced costs associated with regulation of accredited programs, the department's fees for organizations with such proof of accreditation must reflect the lower costs of licensing for these programs than for other organizations which are not accredited.

(4) Within the amounts appropriated in this section, and in accordance with RCW 43.20B.110 and 70.41.100, the department shall set fees to include the full costs of the performance of inspections pursuant to RCW 70.41.080.

(5) In accordance with RCW 70.96A.090, 71.24.035, 43.20B.110, and 43.135.055, the department is authorized to adopt fees for the review and approval of mental health and substance use disorder treatment programs in fiscal years 2020 and 2021 as necessary to support the costs of the regulatory program. The department's fee schedule must have differential rates for providers with proof of accreditation from organizations that the department has determined to have substantially equivalent standards to those of the department, including but not limited to the joint commission on accreditation of health care organizations, the commission on accreditation of rehabilitation facilities, and the council on accreditation. To reflect the reduced costs associated with regulation of accredited programs, the department's fees for organizations with such proof of accreditation must reflect the lower cost of licensing for these programs than for other organizations which are not accredited.

(6) The health care authority, the health benefit exchange, the department of social and health services, the department of health, and the department of children, youth, and families shall work together within existing resources to establish the health and human services enterprise coalition (the coalition). The coalition, led by the health care authority, must be a multi-organization collaborative that provides strategic direction and federal funding guidance for projects that have cross-organizational or enterprise impact, including information technology projects that affect organizations within the coalition. By October 31, 2019, the coalition must submit a report to the governor and the legislature that describes the coalition's plan for projects affecting the coalition organizations. The report must include any information technology projects impacting coalition organizations and, in collaboration with the office of the chief information officer, provide: (a) The status of any information technology projects currently being developed or implemented that affect the coalition; (b) funding needs of these current and future information technology projects; and (c) next steps for the coalition's information technology projects. The office of the chief information officer shall maintain a statewide perspective when collaborating with the coalition to ensure that the development of projects identified in this report are planned for in a manner that ensures the efficient use of state resources and maximizes federal financial participation. The work of the coalition is subject to the conditions, limitations, and review provided in section 719 of this act.

(7)(a) \$285,000 of the general fund—state appropriation for fiscal year 2020 and \$15,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the governor's interagency coordinating council on health disparities to establish a task force to develop a proposal for the creation of an office of equity. The purpose of the office of equity is to promote access to equitable opportunities and resources that reduce disparities, including racial and ethnic disparities, and improve outcomes

statewide across all sectors of government. The council must provide staff support and coordinate community and stakeholder outreach for the task force.

(b) The task force shall include:

(i) The chair of the interagency coordinating council on health disparities, or the chair's designee, who shall serve as the chair of the task force;

(ii) Two members of the house of representatives, appointed by the speaker of the house of representatives;

(iii) Two members from the senate, appointed by the president of the senate;

(iv) A representative from the office of the governor, appointed by the governor;

(v) A representative from the office of financial management's diversity, equity, and inclusion council, appointed by the governor;

(vi) A representative from the office of minority and women's business enterprises, appointed by the director of the office of minority and women's business enterprises;

(vii) A representative from each ethnic commission, appointed by the director of each respective commission;

(viii) A representative from the women's commission, appointed by the director of the commission;

(ix) A representative from the human rights commission, appointed by the director of the commission;

(x) The director of the governor's office of Indian affairs, or the director's designee;

(xi) A member of the disability community, appointed by the chair of the governor's committee on disability issues and employment; and

(xii) A member of the lesbian, gay, bisexual, transgender, and queer community, appointed by the office of the governor.

(c) The task force must submit a preliminary report to the governor and legislature by December 15, 2019. The task force must submit a final proposal to the governor and the legislature by July 1, 2020. The final proposal must include the following recommendations:

(i) A mission statement and vision statement for the office;

(ii) A definition of "equity," which must be used by the office to guide its work;

(iii) The organizational structure of the office, which must include a community liaison for the office;

(iv) A plan to engage executive level management from all agencies;

(v) Mechanisms for facilitating state policy and systems change to promote equity, promoting community outreach and engagement, and establishing standards for the collection, analysis, and reporting of disaggregated data regarding race and ethnicity;

(vi) Mechanisms for accountability to ensure that performance measures around equity are met across all agencies, including recommendations on audits of agencies and other accountability tools as deemed appropriate; and

(vii) A budget proposal including estimates for costs and staffing.

(d) Nonlegislative members of the task force must be reimbursed for expenses incurred in the performance of their duties in accordance with RCW 43.03.050 and 43.03.060. Legislative members must be reimbursed for expenses incurred in accordance with RCW 44.04.120.

(8) \$400,000 of the general fund—state appropriation for fiscal year 2020 and \$400,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to contract with a community-based nonprofit organization located in Yakima valley to develop a Spanish-language public radio media campaign aimed at preventing opioid use disorders through education outreach programs. The goal of the radio media campaign is reaching underserved populations, who may have limited literacy and who may experience cultural and informational isolation, to address prevention, education, and treatment for opioid users or those at risk for opioid use. The nonprofit organization must coordinate with stakeholders who are engaged in promoting healthy and educated choices about drug use and abuse to host four workshops and two conferences that present the latest research and best practices. The department, in coordination with the nonprofit, must provide a preliminary report to the legislature no later than December 31, 2020. A final report must be submitted to the legislature no later than June 30, 2021. Both reports must include: (a) A description of the outreach programs and their implementation; (b) a description of the workshops and conferences held; (c) the number of individuals who participated in or received services in relation to the outreach programs; and (d) any relevant demographic data regarding those individuals.

(9)(a) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the nursing care quality assurance commission to continue the work group on nurses in long-term care settings.

(b) The work group must base its work on the assessment of long-term care workforce needs required by chapter 299, Laws of 2018, and included in the long-term care workforce development report to the governor and the legislature submitted in December 2018. The commission shall maintain existing membership of the work group, may add additional stakeholder representation, and may create such technical advisory committees as may be necessary to accomplish its purposes.

(c) Work group priorities for the 2019-2021 fiscal biennium include:

(i) Identifying data sources necessary to ensure workers are achieving timely training, testing, and certification;

(ii) Working with regional workforce development councils to project worker shortages and on-going demands;

(iii) Establishing revised nursing assistant training that aligns directly with the learning outcomes of the competency-based common curriculum, and improves access, reduces costs, increases consistency across evaluators, increases pass rates, and provides support for languages other than English;

(iv) Recommending requirements to improve skilled nursing facility staffing models and address deficiencies in resident care; and

(v) Creating a competency-based common curriculum for nursing assistant training that includes knowledge and skills relevant to current nursing assistant practices; integrated specialty training on mental health, developmental disabilities, and dementia; and removing or revising outdated content. The curriculum must not unnecessarily add additional training hours, and must meet all applicable federal and state laws. The curriculum must be designed with seamless progression from or toward any point on the educational continuum.

(d) The commission must provide an interim report on the activities of the work group and its findings and recommendations for statutory and regulatory changes to the governor and legislature by November 15, 2019, and a final report to the governor and legislature by November 15, 2020.

(10) \$172,000 of the general fund—state appropriation for fiscal year 2020 and \$172,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Substitute Senate Bill No. 5425 (maternal mortality reviews). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(11) \$399,000 of the general fund—local appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5332 (vital statistics). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(12) \$52,000 of the general fund—state appropriation for fiscal year 2020, \$22,000 of the general fund—state appropriation for fiscal year 2021, \$11,000 of the general fund—local appropriation, and \$107,000 of the health professions account—state appropriation are provided solely for implementation of Substitute Senate Bill No. 5380 (opioid use disorder). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(13) \$80,000 of the general fund—state appropriation for fiscal year 2020, \$7,000 of the general fund—state appropriation for fiscal year 2021, and \$32,000 of the health professions account—state appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(14) \$132,000 of the general fund—state appropriation for fiscal year 2020 and \$132,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Substitute Senate Bill No. 5550 (pesticide application safety). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(15) \$14,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for implementation of Second Substitute Senate Bill No. 5846 (international medical graduates). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(16) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the midwifery licensure and regulatory program to supplement revenue from fees. The department shall charge no more than five hundred twenty-five dollars annually for new or renewed licenses for the midwifery program.

(17)(a) \$62,000 of the general fund—state appropriation for fiscal year 2020 and \$63,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the King county local health jurisdiction, as part of the foundational public health services, to conduct a study on the population health impact of the SeaTac airport communities.

(b) By December 1, 2020, the King county local health jurisdiction shall submit a report to the appropriate committees of the legislature that must include:

(i) An analysis of existing data sources and an oversample of the best start for kids child health survey to produce airport community health profiles within a one mile, five mile, and ten mile radius of the airport;

(ii) A comprehensive literature review concerning the community health effects of airport operations, including a strength of evidence analysis;

(iii) The findings of the University of Washington school of public health study on ultrafine particulate matter at the airport and surrounding areas; and

(iv) Any recommendations to address health issues related to the impact of the airport on the community.

(18) \$1,000,000 of the youth tobacco and vapor products prevention account—state appropriation is provided solely, as part of foundational public health services, for the department to support local health jurisdictions to provide youth tobacco and vapor prevention programs, including the necessary outreach and education for Engrossed House Bill No. 1074 (tobacco and vapor/age).

(19) \$94,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5116 (clean energy). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(20) The department shall report to the fiscal committees of the legislature by December 1, 2019, and December 1, 2020, if it anticipates that the amounts raised by ambulatory surgical facility licensing fees will not be sufficient to defray the cost of regulating ambulatory surgical facilities. The report shall identify the amount of state general fund money necessary to compensate for the insufficiency.

(21) \$162,000 of the general fund—state appropriation for fiscal year 2020, \$61,000 of the general fund—state appropriation for fiscal year 2021, and \$2,007,000 of the general fund—federal appropriation are provided solely to create a statewide data system to provide early intervention services for all children appropriately screened for developmental delays, to track developmental screenings and delays identified in children, and to assist with care coordination and early intervention; and is subject to the conditions, limitations, and review provided in section 719 of this act.

(22) \$420,000 of the health professions account—state appropriation is provided solely for a work group to develop policy and practice recommendations to increase access to clinical training and supervised practice for the behavioral health workforce. The work group shall include representatives from the department, the workforce training and education coordinating board, and other appropriate stakeholders. The recommendations of the work group must address the following potential barriers: (a) reimbursement and incentives for supervision of interns and trainees; (b) supervision requirements; (c) competency-based training; (d) licensing reciprocity or the feasibility of an interstate licensing compact, or both; and (e) background checks, including barriers to work related to an applicant's criminal history or substance use disorder. The board must convene and facilitate the work group, and recommendations may be presented in two phases. Recommendations presented in the first phase must be provided by December 1, 2019. Recommendations presented in the second phase must be provided by December 1, 2020.

(23) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Washington poison center. This funding is provided in addition to funding provided pursuant to RCW 69.50.540.

(24) \$21,000 of the general fund—state appropriation for fiscal year 2020 and \$4,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the development of a palliative care road map to provide information and guidance to providers, patients, families, and caregivers of individuals living with a serious or life-threatening illness. The department must work in consultation with appropriate stakeholders, including but not limited to, the health care authority, the department of social and health services, and hospital-based, outpatient, and community-based palliative care providers. The department must complete the document and make hard copies available for distribution no later than September 30, 2020.

(25) \$750,000 of the general fund—state appropriation for fiscal year 2020 is provided to continue the collaboration between local public health, accountable communities of health, and health care providers to reduce potentially preventable hospitalizations in Pierce county. This collaboration will build from year one planning to align care coordination efforts across health care systems and support the accountable communities of health initiatives, including innovative, collaborative models of care. Strategies include the following, to reduce costly hospitalizations: (a) Increasing immunizations for bacterial pneumonia and influenza; (b) screening, brief intervention, and referral to treatment for alcohol, tobacco, and other drugs, and for depression; and (c) the sharing of health system-wide data regarding usage and access patterns. By December 15, 2019, the collaborative shall provide a report to the legislature that illustrates the successes and challenges of the project.

(26) \$55,000 of the health professions account—state appropriation is provided solely to implement Engrossed Substitute House Bill No. 1768 (substance use disorder professionals). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(27) \$14,000 of the health professions account—state appropriation is provided solely to implement Substitute House Bill No. 1865 (acupuncture and Eastern medicine). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(28)(a) \$257,000 of the general fund—state appropriation for fiscal year 2020 and \$304,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the suicide-safer homes task force defined in RCW 43.70.445 to:

(i) Expand support to industries, professions, and workplaces impacted by high rates of suicide, develop and provide online resources to disseminate best practices in workplace mental health and suicide prevention, and provide trainings for industries with the highest suicide rates and who are unable to pay for trainings;

(ii) Conduct a workplace suicide summit;

(iii) Deliver the task force's SAFER intervention and firearms and medication locking devices in partnership with nongovernment organizations in twelve rural communities across Washington; and

(iv) Develop and distribute a tool kit for suicide prevention and curriculum for firearms safety instructors for their inclusion in firearms safety courses.

(b) The task force shall distribute to all firearms dealers in the state suicide awareness and prevention materials tailored to firearms owners that are developed. Firearms dealers are strongly encouraged to post on the premises and make available to firearms purchasers and transferees the suicide awareness and prevention materials.

(c) The task force shall provide a report to the legislature regarding the directives of this subsection, and the report shall be included in the task force's final report to the legislature by December 1, 2020.

(29) \$16,000 of the general fund—state appropriation for fiscal year 2020 and \$8,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the pharmacy quality assurance commission to:

(a) Distribute or make available through electronic means to all licensed pharmacies suicide awareness and prevention materials developed by the suicide-safer homes task force, and each licensed pharmacy shall, when deemed appropriate through patient evaluation, make available to patients at the point of care the suicide awareness and prevention materials distributed by the commission; and

(b) Survey each pharmacist licensed under this chapter on methods to bridge the gap between practice and suicide awareness and prevention training, including identifying barriers that exist in putting the training into practice. The commission shall consult with the suicide-safer homes task force in developing the survey. The commission may distribute the survey as part of each pharmacist's license renewal. The commission shall compile and analyze the survey data and report the results to the appropriate committees of the legislature by November 15, 2020.

(30) \$1,310,000 of the health professions account—state appropriation is provided solely for the Washington medical commission for clinical health care investigators.

(31) \$3,210,000 of the health professions account—state appropriation is provided solely for the nursing care quality assurance commission to address increased complaints.

(32) Within the amounts appropriated in this section, and in accordance with RCW 43.70.110 and 71.12.470, the department shall set fees to include the full costs of the performance of inspections pursuant to RCW 71.12.485.

(33) \$18,000,000 of the general fund—local appropriation is provided solely for the department to provide core medical services, case management, and support services for individuals living with human immunodeficiency virus.

(34) \$1,606,000 of the general fund—local appropriation is provided solely for staff, equipment, testing supplies, and materials necessary to add Pompe disease and MPS-I to the mandatory newborn screening panel. The department is authorized to increase the newborn screening fee by \$10.50.

(35) \$332,000 of the general fund—local appropriation is provided solely for testing supplies necessary to perform x-linked adrenoleukodystrophy newborn screening panel testing. The department is authorized to increase the newborn screening fee by \$1.90.

(36) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to conduct formative research and development regarding dementia and the value and importance of early detection, diagnosis, and planning for the public, including racial and ethnic groups who are at increased risk. Qualified department staff or contracted experts must: (a) Investigate existing evidence-based

messages and public awareness campaign strategies; and (b) develop, place, and evaluate messages through a short-term digital awareness campaign in at least two, but no more than four, targeted areas of the state.

(37) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to contract with a nonprofit organization that provides support and education for adults, children, and families impacted by cancer. The nonprofit must provide programs and services that include, but are not limited to, adult support groups, camps for children impacted by cancer, education programs for teens to reduce future risk of cancer, and emotional and social support to families dealing with cancer.

(38) \$20,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the department to conduct a study on the state producing generic prescription drugs, with a priority on insulin. By December 1, 2019, the department shall submit a report of its findings and recommendations to the legislature.

(39) \$2,000,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to implement Substitute House Bill No. 1587 (increasing access to fruits and vegetables). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(40) The department must submit an application for an extension or renewal of its current grant pursuant to the federal food insecurity incentives program. If an extension or renewal of the current grant is not permitted, the department must apply for a new grant under the same program, which was reauthorized in December 2018.

(41) \$22,000 of the general fund—state appropriation for fiscal year 2020 and \$22,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to implement Engrossed House Bill No. 1638 (vaccine preventable diseases). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(42) \$207,000 of the health professions account—state appropriation is provided solely to implement chapter 69, Laws of 2019 (SHB 1198) (sexual misconduct notification).

(43) \$203,000 of the general fund—state appropriation for fiscal year 2020 and \$66,000 of the general fund—local appropriation are provided solely to implement Second Substitute House Bill No. 1394 (behavioral health facilities). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(44) \$36,000 of the health professions account—state appropriation is provided solely to implement House Bill No. 1554 (dental hygienists). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(45) \$189,000 of the dedicated marijuana account—state appropriation for fiscal year 2020 is provided solely to implement Engrossed Substitute House Bill No. 1094 (medical marijuana renewals). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(46) \$200,000 of the general fund—local appropriation is provided solely to implement chapter 68, Laws of 2019 (HB 1177) (dental laboratory registry).

(47) \$88,000 of the general fund—state appropriation for fiscal year 2020 and \$87,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for an online tutorial and link to web-based, continuing education funded by the centers for disease control for training for the primary care health workforce regarding the protocols for perinatal monitoring, birth-dose immunization, early diagnosis, linkage to care, and treatment for persons diagnosed with chronic hepatitis B or hepatitis using the project ECHO telehealth model operated by the University of Washington. Training shall focus on increased provider proficiency and increased number of trained providers in areas with high rates of reported cases of hepatitis B or hepatitis, including regions with high incidence of drug use or upward trend of children who have not received hepatitis B virus vaccinations according to centers for disease control recommendations. All digital and hardcopy training, educational, and outreach materials for this program must be culturally relevant and linguistically diverse.

(48) \$300,000 of the general fund—state appropriation for fiscal year 2020 and \$90,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to the department of health for a task force established to recommend strategies for incorporating environmental justice principles into how state agencies discharge their responsibilities.

(a) The membership of the task force established under this section is as follows:

(i) The director of the department of commerce, or the director's designee;

(ii) The director of the department of ecology, or the director's designee;

(iii) The executive director of the Puget Sound partnership, or the executive director's designee;

(iv) The secretary of the department of transportation, or the secretary's designee;

(v) The secretary of the department of health, or the secretary's designee;

(vi) The chair of the energy facility site evaluation council, or the chair's designee;

(vii) The chair of the governor's interagency council on health disparities, or the chair's designee;

(viii) The commissioner of public lands, or the commissioner's designee;

(ix) A member from an organization representing statewide environmental justice issues, appointed by the governor;

(x) Three members from community-based organizations, appointed by the cochairs specified under (b) of this subsection, the nominations of which are based upon maintaining a balanced and diverse distribution, of representation from census tracts that are ranked at an eight or higher on the cumulative impact analysis and of ethnic, geographic, gender, sexual orientation, age, socioeconomic status, and occupational representation, where practicable;

(xi) A tribal leader, invited by the governor;

(xii) One member from an association representing business interests, appointed by the governor;

(xiii) One member from a union or other organized labor association representing worker interests, appointed by the governor;

(xiv) The director of the department of agriculture, or the director's designee; and

(xv) One member from an organization representing statewide agricultural interests, appointed by the governor.

(b) The representative of statewide environmental justice interests, and the chair of the governor's interagency council on health disparities, or the chair's designee, must cochair the task force.

(c) The governor's interagency council on health disparities shall provide staff support to the task force. The interagency council may work with other agencies, departments, or offices as necessary to provide staff support to the task force.

(d) The task force must submit a final report of its findings and recommendations to the appropriate committees of the legislature and the governor by October 31, 2020, and in compliance with RCW 43.01.036. The goal of the final report is to provide guidance to agencies, the legislature, and the governor, and at a minimum must include the following:

(i) Guidance for state agencies regarding how to use a cumulative impact analysis tool developed by the department of health. Guidance must cover how agencies identify highly impacted communities and must be based on best practices and current demographic data;

(ii) Best practices for increasing public participation and engagement by providing meaningful opportunities for involvement for all people, taking into account barriers to participation that may arise due to race, color, ethnicity, religion, income, or education level;

(iii) Recommendations for establishing measurable goals for reducing environmental health disparities for each community in Washington state and ways in which state agencies may focus their work towards meeting those goals;

(iv) Model policies for prioritizing highly impacted communities and vulnerable populations for the purpose of reducing environmental health disparities and advancing a healthy environment for all residents.

(e) If time and resources permit, the task force may also include in its final report:

(i) Recommendations for creating and implementing equity analysis into all significant planning, programmatic and policy decision making, and investments. The equity analysis methods may include a process for describing potential risks to, benefits to, and opportunities for highly impacted communities and vulnerable populations;

(ii) Best practices and needed resources for cataloging and cross-referencing current research and data collection for programs within all state agencies relating to the health and environment of people of all races, cultures, and income levels, including minority populations and low-income populations of the state.

(f) Members of the task force who are not state employees must be compensated in accordance with RCW 43.03.240 and are entitled to reimbursement individually for travel expenses incurred in the performance of their duties as members of the task force in accordance with RCW 43.03.050 and 43.03.060. The expenses of the task force must be paid by the governor's interagency council on health disparities.

(g) The task force must hold four regional meetings to seek input from, present their work plan and proposals to, and receive feedback from communities throughout the state. The following locations must be considered for these meetings: Northwest Washington, central Puget Sound region, south Puget Sound region, southwest Washington, central Washington, and eastern Washington.

(h) Reports submitted under this section must be available for public inspection and copying through the governor's interagency council on health disparities and must be posted on its web site.

(49) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for testing of lead in public schools. The department must determine which school districts have the highest priority and test those districts first. The department and the school districts for which tests are conducted must provide to parents, educators, school staff, and the public clear communications regarding the test results, the consequences of even low levels of exposure or ingestion, such as cognitive deficits, reduction in IQ, and neurological development, and the information that no level of lead in drinking water is safe. The communications must include a comparison of the results to the recommendation of the American academy of pediatrics (August 2017) and the national toxicology program of the national institutes of health and the center for disease control, regardless of whether the level exceeds the standard for action pursuant to the federal lead and copper rule. Communications regarding test results where levels exceed the level recommended by the American academy of pediatricians must be accompanied by examples of actions districts may take to prevent exposure, including automated flushing of water fountains and sinks, and installation of certified water filters or bottle filling stations.

NEW SECTION. Sec. 222. FOR THE DEPARTMENT OF CORRECTIONS

The appropriations to the department of corrections in this act shall be expended for the programs and in the amounts specified in this act.

(1) ADMINISTRATION AND SUPPORT SERVICES

General Fund—State Appropriation (FY 2020)	\$68,636,000
General Fund—State Appropriation (FY 2021)	\$69,672,000
General Fund—Federal Appropriation	\$400,000
Pension Funding Stabilization Account—State	
Appropriation	\$7,616,000
TOTAL	APPROPRIATION
.....	\$146,324,000

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

(a) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$210,000 of the general fund—state appropriation for fiscal year 2021 are provided on a one-time basis solely for the implementation of Substitute Senate Bill No. 5876 (DOC gender, trauma work grp). If the bill is not enacted by June 30, 2019, the amounts in this subsection shall lapse.

(b) Within the funds appropriated in the subsection the department shall review and update the necessary business requirements for implementation of a comprehensive electronic health records system. The department will utilize its feasibility study from 2013 and the health informatics roadmap completed in 2017 to update its business requirements and complete a request for information process by May 31, 2021. The department shall submit a report to the governor and the legislature outlining the system specifications and a cost model for implementation no later than June 30, 2021. This subsection is subject to the conditions, limitations, and review requirements of section 719 of this act.

(c) \$13,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1517 (domestic violence). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(d)(i) During the 2019-2021 fiscal biennium, the department must revise its agreements and contracts with vendors to include a provision to require that each vendor agrees to equality among its workers by ensuring similarly employed individuals are compensated as equals as follows:

(A) Employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed;

(B) Vendors may allow differentials in compensation for its workers based in good faith on any of the following:

(I) A seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels.

(II) A bona fide job-related factor or factors may include, but not be limited to, education, training, or experience, that is: Consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential.

(III) A bona fide regional difference in compensation level must be: Consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential.

(ii) The provision must allow for the termination of the contract if the department or department of enterprise services determines that the vendor is not in compliance with this agreement or contract term.

(iii) The department must implement this provision with any new contract and at the time of renewal of any existing contract.

(e) The appropriations in this subsection include sufficient funding for the implementation of Second Substitute Senate Bill No. 5021 (DOC/interest arbitration).

(2) CORRECTIONAL OPERATIONS

General Fund—State Appropriation (FY 2020)	\$563,549,000
General Fund—State Appropriation (FY 2021)	\$582,774,000
General Fund—Federal Appropriation.....	\$818,000
Washington Auto Theft Prevention Authority Account—	
State Appropriation.....	\$4,680,000
Pension Funding Stabilization Account—State	
Appropriation	\$62,920,000
TOTAL	APPROPRIATION
.....	\$1,214,741,000

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

(a) The department may contract for local jail beds statewide to the extent that it is at no net cost to the department. The department shall calculate and report the average cost per offender per day, inclusive of all services, on an annual basis for a facility that is representative of average medium or lower offender costs. The department shall not pay a rate greater than \$85 per day per offender excluding the costs of department of corrections provided services, including evidence-based substance abuse programming, dedicated department of corrections classification staff on-site for individualized case management, transportation of offenders to and from

department of corrections facilities, and gender responsive training for Yakima jail staff assigned to the unit. The capacity provided at local correctional facilities must be for offenders whom the department of corrections defines as close medium or lower security offenders. Programming provided for offenders held in local jurisdictions is included in the rate, and details regarding the type and amount of programming, and any conditions regarding transferring offenders must be negotiated with the department as part of any contract. Local jurisdictions must provide health care to offenders that meet standards set by the department. The local jail must provide all medical care including unexpected emergent care. The department must utilize a screening process to ensure that offenders with existing extraordinary medical/mental health needs are not transferred to local jail facilities. If extraordinary medical conditions develop for an inmate while at a jail facility, the jail may transfer the offender back to the department, subject to terms of the negotiated agreement. Health care costs incurred prior to transfer are the responsibility of the jail.

(b) \$501,000 of the general fund—state appropriation for fiscal year 2020 and \$501,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to maintain the facility, property, and assets at the institution formerly known as the maple lane school in Rochester.

(c) The appropriations in this subsection include sufficient funding for the implementation of Substitute Senate Bill No. 5492 (motor vehicle felonies).

(d) \$1,861,000 of the general fund—state appropriation for fiscal year 2020 and \$1,861,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to contract for the costs associated with use of offender bed capacity in lieu of prison beds for a therapeutic community program in Yakima county. The department shall provide a report to the legislature by December 15, 2019, outlining the program, its outcomes, and any improvements made over the previous contracted beds.

(e) \$3,314,000 of the general fund—state appropriation for fiscal year 2020 and \$3,014,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to increase custody staffing in its prison facilities to provide watch staff for hospital stays, mental health needs, and suicide watches to reduce overtime hours. The department shall track and report to the legislature on the changes in working conditions and overtime usage for nursing services by November 15, 2019.

(f) \$1,774,000 of the general fund—state appropriation for fiscal year 2020 and \$1,567,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to implement the settlement agreement in *Disability Rights Washington v. Inslee, et al.*, U.S. District Court for the Western District of Washington, cause No. 18-5071, for the portions of the agreement that require additional staff necessary to supervise individuals with greater out-of-cell time and to facilitate access to programming, treatment, and other required activities. If the settlement agreement is not fully executed and approved by

the court before September 1, 2019, this appropriation shall lapse.

(g) \$764,000 of the general fund—state appropriation for fiscal year 2020 and \$663,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department for payment of debt service associated with a certificate of participation for the equipment at the coyote ridge corrections center and its security electronics network project.

(3) COMMUNITY SUPERVISION

General Fund—State Appropriation (FY 2020)	\$220,368,000
General Fund—State Appropriation (FY 2021)	\$240,790,000
General Fund—Federal Appropriation	\$3,632,000
Pension Funding Stabilization Account—State	
Appropriation	\$12,800,000
TOTAL APPROPRIATION	\$477,590,000

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

(a) \$1,320,000 of the general fund—state appropriation for fiscal year 2020 and \$2,560,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department of corrections to negotiate annual contract rate increases with local and tribal governments for jail capacity to house offenders who violate the terms of their community supervision and must include increases for a regional jail serving the south King county area for providing enhanced medical services. A contract rate increase may not exceed five percent each year. The department may negotiate to include medical care of offenders in the contract rate if medical payments conform to the department's offender health plan and pharmacy formulary, and all off-site medical expenses are preapproved by department utilization management staff. If medical care of offender is included in the contract rate, the contract rate may exceed five percent to include the cost of that service.

(b) The department shall engage in ongoing mitigation strategies to reduce the costs associated with community supervision violators, including improvements in data collection and reporting and alternatives to short-term confinement for low-level violators.

(c) Within existing resources, the department shall implement Engrossed Second Substitute Senate Bill No. 5291 (confinement alts./children).

(d) \$984,000 of the general fund—state appropriation for fiscal year 2020 and \$8,066,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to create two hundred work release beds in the community by the end of fiscal year 2021. The department shall create an implementation plan and provide a report to the legislature by September 1, 2019, that outlines when and where the work release facilities will be implemented.

(e) \$143,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1517 (domestic violence). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(4) CORRECTIONAL INDUSTRIES

General Fund—State Appropriation (FY 2020).. \$6,448,000
General Fund—State Appropriation (FY 2021).. \$6,590,000
Pension Funding Stabilization Account—State Appropriation..... \$510,000
TOTAL APPROPRIATION
..... \$13,548,000

(5) INTERAGENCY PAYMENTS

General Fund—State Appropriation (FY 2020) \$46,625,000
General Fund—State Appropriation (FY 2021) \$45,238,000
TOTAL APPROPRIATION
..... \$91,863,000

(6) OFFENDER CHANGE

General Fund—State Appropriation (FY 2020) \$59,538,000
General Fund—State Appropriation (FY 2021) \$61,135,000
Pension Funding Stabilization Account—State Appropriation..... \$4,430,000
TOTAL APPROPRIATION
..... \$125,103,000

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 to repurpose underspent funds according to the priorities in the written plan.

(b) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for additional rental vouchers for individuals released from prison facilities.

(c) \$9,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the implementation of Second Substitute Senate Bill No. 5433 (DOC/post secondary education). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(7) HEALTH CARE SERVICES

General Fund—State Appropriation (FY 2020)\$160,657,000
General Fund—State Appropriation (FY 2021)\$164,466,000
TOTAL APPROPRIATION
.....\$325,123,000

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

(a) The state prison medical facilities may use funds appropriated in this subsection to purchase goods, supplies, and services through hospital or other group purchasing organizations when it is cost effective to do so.

(b) \$895,000 of the general fund—state appropriation for fiscal year 2020 and \$895,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to increase on call nursing and overtime staff in order to cover required nursing posts in its prison facilities. The department shall track and report to the legislature on the changes in working conditions and overtime usage for nursing services by December 21, 2019.

(c) \$174,000 of the general fund—state appropriation for fiscal year 2020 and \$164,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to implement the settlement agreement in *Disability Rights Washington v. Inslee, et. al.*, United States District Court for the Western District of Washington, Cause No. 18-5071, for the portions of the agreement that require additional staff necessary to supervise individuals with greater out-of-cell time and to facilitate access to programming, treatment and other required activities. If the settlement agreement is not fully executed and approved by the court before September 1, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 223. FOR THE DEPARTMENT OF SERVICES FOR THE BLIND

General Fund—State Appropriation (FY 2020) ..\$3,653,000
General Fund—State Appropriation (FY 2021) ..\$3,971,000
General Fund—Federal Appropriation.....\$25,492,000
General Fund—Private/Local Appropriation\$60,000
Pension Funding Stabilization Account—State Appropriation.....\$172,000
TOTAL APPROPRIATION
.....\$33,348,000

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

(1) \$275,000 of the general fund—state appropriation for fiscal year 2020 and \$275,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for vocational rehabilitation supported employment services for additional eligible clients with visual disabilities who would otherwise be placed on the federally required order of selection waiting list.

(2) \$115,000 of the general fund—state appropriation for fiscal year 2020 and \$115,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the independent living program.

NEW SECTION. Sec. 224. FOR THE EMPLOYMENT SECURITY DEPARTMENT

General Fund—State Appropriation (FY 2020).....	\$35,000
General Fund—State Appropriation (FY 2021).....	\$35,000
General Fund—Federal Appropriation	\$224,813,000
General Fund—Private/Local Appropriation....	\$36,401,000
Unemployment Compensation Administration	
Account—Federal Appropriation.....	\$299,413,000
Administrative Contingency Account—State Appropriation	\$26,248,000
Employment Service Administrative Account—	
State Appropriation	\$54,315,000
Family and Medical Leave Insurance Account—	
State Appropriation	\$78,290,000
Long-Term Services and Supports Trust Account—	
State Appropriation	\$14,103,000
TOTAL	APPROPRIATION
.....	\$733,653,000

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

(1) The department is directed to maximize the use of federal funds. The department must update its budget annually to align expenditures with anticipated changes in projected revenues.

(2) \$70,000 of the employment service administrative account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(3) \$3,516,000 of the employment service administrative account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5438 (ag & seasonal workforce srv). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(4) \$4,636,000 of the employment service administrative account—state appropriation is provided solely for the statewide reentry initiative to connect incarcerated individuals to employment resources prior to and after release.

(5) \$14,103,000 of the long-term services and supports trust account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1087 (long-term services and support). If the bill is not

enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(6) \$162,000 of the family and medical leave insurance account—state appropriation is provided solely for implementation of Substitute House Bill No. 1399 (paid family and medical leave). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

NEW SECTION. Sec. 225. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

(1) CHILDREN AND FAMILIES SERVICES PROGRAM

General Fund—State Appropriation (FY 2020)	\$399,796,000
General Fund—State Appropriation (FY 2021)	\$412,306,000
General Fund—Federal Appropriation.....	\$542,242,000
General Fund—Private/Local Appropriation	\$2,824,000
Pension Funding Stabilization Account—State	
Appropriation	\$27,892,000
TOTAL	APPROPRIATION
.....	\$1,385,060,000

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

(a) \$748,000 of the general fund—state appropriation for fiscal year 2020 and \$748,000 of the general fund—state appropriation for fiscal year 2021 is provided solely to contract for the operation of one pediatric interim care center. The center shall provide residential care for up to thirteen children through two years of age. Seventy-five percent of the children served by the center must be in need of special care as a result of substance abuse by their mothers. The center shall also provide on-site training to biological, adoptive, or foster parents. The center shall provide at least three months of consultation and support to the parents accepting placement of children from the center. The center may recruit new and current foster and adoptive parents for infants served by the center. The department shall not require case management as a condition of the contract.

(b) \$253,000 of the general fund—state appropriation for fiscal year 2020 and \$253,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the costs of hub home foster families that provide a foster care delivery model that includes a licensed hub home. Use of the hub home model is intended to support foster parent retention, improve child outcomes, and encourage the least restrictive community placements for children in out-of-home care.

(c) \$579,000 of the general fund—state appropriation for fiscal year 2020 and \$579,000 of the general fund—state appropriation for fiscal year 2021 and \$110,000 of the general fund—federal appropriation are provided solely for a receiving care center east of the Cascade mountains.

(d) \$1,245,000 of the general fund—state appropriation for fiscal year 2020 and \$1,245,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for services provided through children's advocacy centers. Of the amounts provided in this subsection, \$255,000 of the general fund—state appropriation for fiscal year 2020 and \$255,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for an expansion to child advocacy center services.

(e) \$1,884,000 of the general fund—state appropriation for fiscal year 2020 and \$1,884,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for implementation of performance-based contracts for family support and related services pursuant to RCW 74.13B.020. Of the amounts provided in this subsection, \$533,000 of the general fund—state appropriation for fiscal year 2020 and \$533,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to expand performance-based contracts through network administrators.

(f) \$3,291,000 of the general fund—state appropriation for fiscal year 2020, \$5,998,000 of the general fund—state appropriation for fiscal year 2021, and \$5,876,000 of the general fund—federal appropriation are provided solely for social worker and related staff to receive, refer, and respond to screened-in reports of child abuse and neglect pursuant to chapter 208, Laws of 2018.

(g) Beginning October 1, 2019, and each calendar quarter thereafter, the department shall provide a tracking report for social service specialists and corresponding social services support staff to the office of financial management, and the appropriate policy and fiscal committees of the legislature. The report shall include the following information identified separately for social service specialists doing case management work, supervisory work, and administrative support staff, and identified separately by job duty or program, including but not limited to intake, child protective services investigations, child protective services family assessment response, and child and family welfare services:

(i) Total full time equivalent employee authority, allotments and expenditures by region, office, classification and band, and job duty or program;

(ii) Vacancy rates by region, office, and classification and band; and

(iii) Average length of employment with the department, and when applicable, the date of exit for staff exiting employment with the department by region, office, classification and band, and job duty or program.

(h) \$94,000 of the general fund—state appropriation for fiscal year 2020 and \$94,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for a contract with a child advocacy center in Spokane to provide continuum of care services for children who have experienced abuse or neglect and their families.

(i) \$3,910,000 of the general fund—state appropriation for fiscal year 2020 and \$3,910,000 of the general fund—state appropriation for fiscal year 2021 and \$2,336,000 of the general fund—federal appropriation are provided solely for the department to reduce the caseload ratios of social workers serving children in foster care, to promote decreased lengths of stay and to make progress towards achievement of the Braam settlement caseload outcomes.

(j)(A) \$539,000 of the general fund—state appropriation for fiscal year 2020 and \$540,000 of the general fund—state appropriation for fiscal year 2021, \$656,000 of the general fund private/local appropriation, and \$252,000 of the general fund—federal appropriation are provided solely for a contract with an educational advocacy provider with expertise in foster care educational outreach. The amounts in this subsection are provided solely for contracted education coordinators to assist foster children in succeeding in K-12 and higher education systems and to assure a focus on education during the department's transition to performance-based contracts. Funding must be prioritized to regions with high numbers of foster care youth, or regions where backlogs of youth that have formerly requested educational outreach services exist. The department is encouraged to use private matching funds to maintain educational advocacy services.

(B) The department shall contract with the office of the superintendent of public instruction, which in turn shall contract with a nongovernmental entity or entities to provide educational advocacy services pursuant to RCW 28A.300.590.

(k) The department shall continue to implement policies to reduce the percentage of parents requiring supervised visitation, including clarification of the threshold for transition from supervised to unsupervised visitation prior to reunification.

(l) \$375,000 of the general fund—state appropriation for fiscal year 2020 and \$375,000 of the general fund—state appropriation for fiscal year 2021 and \$112,000 of the general fund—federal appropriation are provided solely for the department to develop, implement, and expand strategies to improve the capacity, reliability, and effectiveness of contracted visitation services for children in temporary out-of-home care and their parents and siblings. Strategies may include, but are not limited to, increasing mileage reimbursement for providers, offering transportation-only contract options, and mechanisms to reduce the level of parent-child supervision when doing so is in the best interest of the child.

(m) For purposes of meeting the state's maintenance of effort for the state supplemental payment program, the department of children, youth, and families shall track and report to the department of social and health services the monthly state supplemental payment amounts attributable to foster care children who meet eligibility requirements specified in the state supplemental payment state plan. Such expenditures must equal at least \$3,100,000 annually and may not be claimed toward any other federal maintenance of effort requirement. Annual state supplemental payment

expenditure targets must continue to be established by the department of social and health services. Attributable amounts must be communicated by the department of children, youth, and families to the department of social and health services on a monthly basis.

(n) \$1,230,000 of the general fund—state appropriation for fiscal year 2020 and \$1,230,000 of the general fund—state appropriation for fiscal year 2021 and \$156,000 of the general fund—federal appropriation are provided solely to increase the travel reimbursement for in-home service providers.

(o) The department is encouraged to control exceptional reimbursement decisions so that the child's needs are met without excessive costs.

(p) \$197,000 of the general fund—state appropriation for fiscal year 2020 and \$197,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the department to conduct biennial inspections and certifications of facilities, both overnight and day shelters, that serve those who are under 18 years old and are homeless.

(q) \$1,740,000 of the general fund—state appropriation for fiscal year 2020 and \$1,741,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the department to operate emergent placement contracts. The department shall not include the costs to operate emergent placement contracts in the calculations for family foster home maintenance payments and shall submit as part of the budget submittal documentation required by RCW 43.88.030 any costs associated with increases in the number of emergent placement contract beds after the effective date of this section that cannot be sustained within existing appropriations.

(r) The appropriations in this section include sufficient funding for continued implementation of Chapter 80, Laws of 2018 (2SSB 6453) (kinship caregiver legal support).

(s)(i) \$10,828,000 of the general fund—state appropriation for fiscal year 2020, \$10,993,000 of the general fund—state appropriation for fiscal year 2021, and \$13,365,000 of the general fund—federal appropriation are provided solely for rate increases for behavioral rehabilitation services providers. The department shall modify the rate structure to one that is based on placement setting rather than acuity level pursuant to the rate study submitted in December 2018.

(ii) Beginning January 1, 2020, and continuing through the 2019-2021 fiscal biennium, the department must provide semi-annual reports to the governor and appropriate legislative committees that includes the number of in-state behavioral rehabilitation services providers and licensed beds, the number of out-of-state behavioral rehabilitation services placements, and a comparison of these numbers to the same metrics expressed as an average over the first six months of calendar year 2019.

(t) Within existing resources, the department shall implement Engrossed Second Substitute Senate Bill No. 5291 (confinement alts./children).

(u) \$767,000 of the general fund—state appropriation for fiscal year 2020 and \$766,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute Senate Bill No. 5718 (child welfare housing assistance). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(v) \$413,000 of the general fund—state appropriation for fiscal year 2020, \$413,000 of the general fund—state appropriation for fiscal year 2021, and \$826,000 of the general fund—federal appropriation are provided solely to increase family reconciliation services.

(w) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementing the supportive visitation model that utilizes trained visit navigators to provide a structured and positive visitation experience for children and their parents.

(x) The department of children, youth, and families shall enter into interagency agreements with the office of public defense and office of civil legal aid to facilitate the use of federal Title IV-E reimbursement for parent representation and child representation services.

(y) \$146,000 of the general fund—state appropriation for fiscal year 2020 and \$147,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Substitute Senate Bill No. 5955 (DCYF/statewide system). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(z) \$7,586,000 of the general fund—federal appropriation is provided solely for the department of children, youth, and families to leverage federal title IV-E funds available under the family first prevention services act for qualifying services and families.

(i) In fiscal year 2020, the department shall work with the department of social and health services to complete an evaluation of kinship navigator services that would enable establishment of a well-supported, supported, or promising practice model.

(ii) No later than December 1, 2019, the department shall report to the governor and appropriate legislative committees on the feasibility of claiming federal title IV-E reimbursement in fiscal year 2021 for home visiting services and kinship navigator services. The report shall include the estimated share of the current population receiving home visiting services whom the department would consider candidates for foster care for the purposes of title IV-E reimbursement under the family first prevention services act, and the estimated workload impacts for the department to identify and document the candidacy of populations receiving home visiting services.

(aa) \$443,000 of the general fund—state appropriation for fiscal year 2020, \$443,000 of the general fund—state appropriation for fiscal year 2021, and \$818,000 of the general fund—federal appropriation are provided solely for ten child and family welfare services case workers.

(bb) \$379,000 of the general fund—state appropriation for fiscal year 2020 and \$871,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department of children, youth, and families to contract with a county-wide nonprofit organization with early childhood expertise in Pierce county for a pilot project to prevent child abuse and neglect using nationally recognized models. Of the amounts provided:

(i) \$323,000 of the general fund—state appropriation for fiscal year 2020 and \$333,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the nonprofit organization to convene stakeholders to implement a countywide resource and referral linkage system for families of children who are prenatal through age five.

(ii) \$56,000 of the general fund—state appropriation for fiscal year 2020 and \$539,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the nonprofit organization to offer a voluntary brief newborn home visiting program. The program must meet the diverse needs of Pierce county residents and, therefore, it must be flexible, culturally appropriate, and culturally responsive. The department, in collaboration with the nonprofit organization, must examine the feasibility of leveraging federal and other fund sources, including federal Title IV-E and medicaid funds, for home visiting provided through the pilot. The department must report its findings to the governor and appropriate legislative committees by December 1, 2019.

(2) JUVENILE REHABILITATION PROGRAM

General Fund—State Appropriation (FY 2020)	\$100,860,000
General Fund—State Appropriation (FY 2021)	\$101,604,000
General Fund—Federal Appropriation	\$3,464,000
General Fund—Private/Local Appropriation	\$1,985,000
Washington Auto Theft Prevention Authority	
Account—State Appropriation	\$196,000
Pension Funding Stabilization Account—State	
Appropriation	\$8,362,000
TOTAL APPROPRIATION	\$216,471,000

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

(a) \$331,000 of the general fund—state appropriation for fiscal year 2020 and \$331,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for deposit in the county criminal justice

assistance account for costs to the criminal justice system associated with the implementation of chapter 338, Laws of 1997 (juvenile code revisions). The amounts provided in this subsection are intended to provide funding for county adult court costs associated with the implementation of chapter 338, Laws of 1997 and shall be distributed in accordance with RCW 82.14.310.

(b) \$2,841,000 of the general fund—state appropriation for fiscal year 2020 and \$2,841,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for grants to county juvenile courts for the juvenile justice programs identified by the Washington state institute for public policy in its report: "Inventory of Evidence-based, Research-based, and Promising Practices for Prevention and Intervention Services for Children and Juveniles in the Child Welfare, Juvenile Justice, and Mental Health Systems." Additional funding for this purpose is provided through an interagency agreement with the health care authority. County juvenile courts shall apply to the department of children, youth, and families for funding for program-specific participation and the department shall provide grants to the courts consistent with the per-participant treatment costs identified by the institute.

(c) \$1,537,000 of the general fund—state appropriation for fiscal year 2020 and \$1,537,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for expansion of the juvenile justice treatments and therapies in department of children, youth, and families programs identified by the Washington state institute for public policy in its report: "Inventory of Evidence-based, Research-based, and Promising Practices for Prevention and Intervention Services for Children and Juveniles in the Child Welfare, Juvenile Justice, and Mental Health Systems." The department may concentrate delivery of these treatments and therapies at a limited number of programs to deliver the treatments in a cost-effective manner.

(d)(i) \$6,198,000 of the general fund—state appropriation for fiscal year 2020 and \$6,198,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to implement evidence- and research-based programs through community juvenile accountability grants, administration of the grants, and evaluations of programs funded by the grants. In addition to funding provided in this subsection, funding to implement alcohol and substance abuse treatment programs for locally committed offenders is provided through an interagency agreement with the health care authority.

(ii) The department of children, youth, and families shall administer a block grant to county juvenile courts for the purpose of serving youth as defined in RCW 13.40.510(4)(a) in the county juvenile justice system. Funds dedicated to the block grant include: Consolidated juvenile service (CJS) funds, community juvenile accountability act (CJAA) grants, chemical dependency/mental health disposition alternative (CDDA), and suspended disposition alternative (SDA). The department of children, youth, and families shall follow the following formula and must prioritize evidence-based programs and disposition alternatives and take into account juvenile courts program-

eligible youth in conjunction with the number of youth served in each approved evidence-based program or disposition alternative: (A) Thirty-seven and one-half percent for the at-risk population of youth ten to seventeen years old; (B) fifteen percent for the assessment of low, moderate, and high-risk youth; (C) twenty-five percent for evidence-based program participation; (D) seventeen and one-half percent for minority populations; (E) three percent for the chemical dependency and mental health disposition alternative; and (F) two percent for the suspended dispositional alternatives. Funding for the special sex offender disposition alternative (SSODA) shall not be included in the block grant, but allocated on the average daily population in juvenile courts. Funding for the evidence-based expansion grants shall be excluded from the block grant formula. Funds may be used for promising practices when approved by the department of children, youth, and families and juvenile courts, through the community juvenile accountability act committee, based on the criteria established in consultation with Washington state institute for public policy and the juvenile courts.

(iii) The department of children, youth, and families and the juvenile courts shall establish a block grant funding formula oversight committee with equal representation from the department of children, youth, and families and the juvenile courts. The purpose of this committee is to assess the ongoing implementation of the block grant funding formula, utilizing data-driven decision making and the most current available information. The committee will be co-chaired by the department of children, youth, and families and the juvenile courts, who will also have the ability to change members of the committee as needed to achieve its purpose. The committee may make changes to the formula categories in (d)(ii) of this subsection if it determines the changes will increase statewide service delivery or effectiveness of evidence-based program or disposition alternative resulting in increased cost/benefit savings to the state, including long-term cost/benefit savings. The committee must also consider these outcomes in determining when evidence-based expansion or special sex offender disposition alternative funds should be included in the block grant or left separate.

(iv) The juvenile courts and administrative office of the courts must collect and distribute information and provide access to the data systems to the department of children, youth, and families and the Washington state institute for public policy related to program and outcome data. The department of children, youth, and families and the juvenile courts must work collaboratively to develop program outcomes that reinforce the greatest cost/benefit to the state in the implementation of evidence-based practices and disposition alternatives.

(e) \$557,000 of the general fund—state appropriation for fiscal year 2020 and \$557,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for funding of the teamchild project.

(f) \$283,000 of the general fund—state appropriation for fiscal year 2020 and \$283,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for the juvenile detention alternatives initiative.

(g) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant program focused on criminal street gang prevention and intervention. The department of children, youth, and families may award grants under this subsection. The department of children, youth, and families shall give priority to applicants who have demonstrated the greatest problems with criminal street gangs. Applicants composed of, at a minimum, one or more local governmental entities and one or more nonprofit, nongovernmental organizations that have a documented history of creating and administering effective criminal street gang prevention and intervention programs may apply for funding under this subsection. Each entity receiving funds must report to the department of children, youth, and families on the number and types of youth served, the services provided, and the impact of those services on the youth and the community.

(h) The juvenile rehabilitation institutions may use funding appropriated in this subsection to purchase goods, supplies, and services through hospital group purchasing organizations when it is cost-effective to do so.

(i) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for grants to county juvenile courts to establish alternative detention facilities similar to the proctor house model in Jefferson county, Washington, that will provide less restrictive confinement alternatives to youth in their local communities. County juvenile courts shall apply to the department of children, youth, and families for funding and each entity receiving funds must report to the department on the number and types of youth serviced, the services provided, and the impact of those services on the youth and the community.

(j) \$432,000 of the general fund—state appropriation for fiscal year 2020 and \$432,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to provide housing services to clients releasing from incarceration into the community.

(k) \$2,063,000 of the general fund—state appropriation for fiscal year 2020 and \$1,606,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1646 (juvenile rehabilitation confinement). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(l) \$80,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for a contract with a non-governmental entity to research youth violence prevention strategies and explore new and existing resources to implement evidence-based youth prevention strategies in the city of Federal Way.

(m) \$200,000 of the general fund—state appropriation for fiscal year 2020 is provided for the

department to measure the fidelity of the evidence-based interventions incorporated into the integrated treatment model. By July 1, 2020, the department must report to the governor and the appropriate fiscal and policy committees of the legislature on the results of the assessment of the integrated treatment model.

(3) EARLY LEARNING PROGRAM

General Fund—State Appropriation (FY 2020)	\$232,310,000
General Fund—State Appropriation (FY 2021)	\$246,369,000
General Fund—Federal Appropriation	\$444,984,000
General Fund—Private/Local Appropriation	\$100,000
Education Legacy Trust Account—State Appropriation	\$28,336,000
Home Visiting Services Account—State Appropriation	\$14,798,000
Home Visiting Services Account—Federal Appropriation	\$27,677,000
Washington Opportunity Pathways Account—	
State Appropriation	\$80,000,000
Pension Funding Stabilization Account—State	
Appropriation	\$3,900,000
TOTAL APPROPRIATION	
	\$1,078,474,000

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

(a)(i) \$81,236,000 of the general fund—state appropriation for fiscal year 2020, \$89,410,000 of the general fund—state appropriation for fiscal year 2021, \$24,250,000 of the education legacy trust account—state appropriation, and \$80,000,000 of the opportunity pathways account appropriation are provided solely for the early childhood education and assistance program. These amounts shall support at least 14,000 slots in fiscal year 2020 and 14,662 slots in fiscal year 2021.

(ii) The department of children, youth, and families must develop a methodology to identify, at the school district level, the geographic locations of where early childhood education and assistance program slots are needed to meet the entitlement specified in RCW 43.216.556. This methodology must be linked to the caseload forecast produced by the caseload forecast council and must include estimates of the number of slots needed at each school district and the corresponding facility needs required to meet the entitlement in accordance with RCW 43.216.556. This methodology must be included as part of the budget submittal documentation required by RCW 43.88.030.

(b) \$200,000 of the general fund—state appropriation for fiscal year 2020 and \$200,000 of the general fund—state appropriation for fiscal year 2021 is

provided solely to develop and provide culturally relevant supports for parents, family, and other caregivers.

(c) The department is the lead agency for and recipient of the federal child care and development fund grant. Amounts within this grant shall be used to fund child care licensing, quality initiatives, agency administration, and other costs associated with child care subsidies.

(d) \$76,453,000 of the general fund—state appropriation in fiscal year 2020, \$82,736,000 of the general fund—state appropriation in fiscal year 2021, and \$283,375,000 of the general fund—federal appropriation are provided solely for the working connections child care program under RCW 43.215.135. Of the amounts provided in this subsection:

(i) \$78,101,000 of the general fund—state appropriation shall be claimed toward the state's temporary assistance for needy families federal maintenance of effort requirement. The department shall work in collaboration with the department of social and health services to track the average monthly child care subsidy caseload and expenditures by fund type, including child care development fund, general fund—state appropriation, and temporary assistance for needy families for the purpose of estimating the monthly temporary assistance for needy families reimbursement.

(ii) \$44,103,000 is for the compensation components of the 2019-2021 collective bargaining agreement covering family child care providers as provided in section 943 of this act.

(iii) \$28,000 of the general fund—state appropriation for fiscal year 2020 and \$1,359,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1303 (child care/higher education) or Engrossed Second Substitute House Bill No. 2158 (workforce education investment). If neither bill is enacted by June 30, 2019, the amounts provided in this subsection (d)(iii) shall lapse.

(iv) \$526,000 of the general fund—state appropriation for fiscal year 2020 and \$519,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1603 (economic assistance programs). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection (d)(iv) shall lapse.

(v) \$101,414,000 is for subsidy rate increases for child care center providers. Funding in this subsection is sufficient to achieve the 55th percentile of market at a level 3 standard of quality.

(vi) In order to not exceed the appropriated amount, the department shall manage the program so that the average monthly caseload does not exceed 33,000 households and the department shall give prioritized access into the program according to the following order:

(A) Families applying for or receiving temporary assistance for needy families (TANF);

- (B) TANF families curing sanction;
- (C) Foster children;
- (D) Families that include a child with special needs;

(E) Families in which a parent of a child in care is a minor who is not living with a parent or guardian and who is a full-time student in a high school that has a school-sponsored on-site child care center;

(F) Families with a child residing with a biological parent or guardian who have received child protective services, child welfare services, or a family assessment response from the department in the past six months, and have received a referral for child care as part of the family's case management;

(G) Families that received subsidies within the last thirty days and:

(I) Have reapplied for subsidies; and

(II) Have household income of two hundred percent of the federal poverty level or below; and

(H) All other eligible families.

(vii) The department, in collaboration with the department of social and health services, must submit a follow-up report by December 1, 2019, to the governor and the appropriate fiscal and policy committees of the legislature on quality control measures for the working connections child care program. The report must include:

(A) An updated narrative of the procurement and implementation of an improved time and attendance system, including an updated and detailed accounting of the final costs of procurement and implementation;

(B) An updated and comprehensive description of all processes, including computer algorithms and additional rule development, that the department and the department of social and health services have implemented and that are planned to be implemented to avoid overpayments. The updated report must include an itemized description of the processes implemented or planned to be implemented to address each of the following:

(I) Ensure the department's auditing efforts are informed by regular and continuous alerts of the potential for overpayments;

(II) Avoid overpayments, including the billing of more regular business days than are in a month, to the maximum extent possible and expediently recover overpayments that have occurred;

(III) Withhold payment from providers when necessary to incentivize receipt of the necessary documentation to complete an audit;

(IV) Establish methods for reducing future payments or establishing repayment plans in order to recover any overpayments;

(V) Sanction providers, including termination of eligibility, who commit intentional program violations or

fail to comply with program requirements, including compliance with any established repayment plans;

(VI) Consider pursuit of prosecution in cases with fraudulent activity; and

(VII) Ensure two half-day rates totaling more than one hundred percent of the daily rate are not paid to providers; and

(C) A description of the process by which fraud is identified and how fraud investigations are prioritized and expedited.

(viii) Beginning July 1, 2019, and annually thereafter, the department, in collaboration with the department of social and health services, must report to the governor and the appropriate fiscal and policy committees of the legislature on the status of overpayments in the working connections child care program. The report must include the following information for the previous fiscal year:

(A) A summary of the number of overpayments that occurred;

(B) The reason for each overpayment;

(C) The total cost of overpayments;

(D) A comparison to overpayments that occurred in the past two preceding fiscal years; and

(E) Any planned modifications to internal processes that will take place in the coming fiscal year to further reduce the occurrence of overpayments.

(e) Within available amounts, the department in consultation with the office of financial management shall report enrollments and active caseload for the working connections child care program to the legislative fiscal committees and the legislative-executive WorkFirst poverty reduction oversight task force on an agreed upon schedule. The report shall also identify the number of cases participating in both temporary assistance for needy families and working connections child care. The department must also report on the number of children served through contracted slots.

(f) \$1,560,000 of the general fund—state appropriation for fiscal year 2020 and \$1,560,000 of the general fund—state appropriation for fiscal year 2021 and \$13,424,000 of the general fund—federal appropriation are provided solely for the seasonal child care program. If federal sequestration cuts are realized, cuts to the seasonal child care program must be proportional to other federal reductions made within the department.

(g) \$4,674,000 of the general fund—state appropriation for fiscal year 2020, \$3,598,000 of the general fund—state appropriation for fiscal year 2021, and \$1,076,000 of the general fund—federal appropriation are provided solely for the early childhood intervention prevention services (ECLIPSE) program. The department shall contract for ECLIPSE services to provide therapeutic child care and other specialized treatment services to abused, neglected, at-risk, and/or drug-affected children. The department shall ensure that contracted providers pursue

receipt of federal funding associated with the early support for infants and toddlers program. Priority for services shall be given to children referred from the department.

(h) \$38,622,000 of the general fund—state appropriation for fiscal year 2020, \$38,095,000 of the general fund—state appropriation for fiscal year 2021 and \$33,908,000 of the general fund—federal appropriation are provided solely to maintain the requirements set forth in chapter 7, Laws of 2015, 3rd sp. sess. The department shall place a ten percent administrative overhead cap on any contract entered into with the University of Washington. In a bi-annual report to the governor and the legislature, the department shall report the total amount of funds spent on the quality rating and improvements system and the total amount of funds spent on degree incentives, scholarships, and tuition reimbursements. Of the amounts provided in this subsection:

(i) \$1,728,000 of the general fund—state appropriation for fiscal year 2020 and \$1,728,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for reducing barriers for low-income providers to participate in the early achievers program.

(ii) \$17,955,000 is for quality improvement awards, of which \$1,650,000 is to provide a \$500 increase for awards for select providers rated level three to five in accordance with the 2019-2021 collective bargaining agreement covering family child care providers as set forth in section 943 of this act.

(iii) \$1,283,000 of the general fund—state appropriation for fiscal year 2020 and \$417,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1391 (early achievers program). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection (h)(iii) shall lapse.

(i) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a contract with a nonprofit entity experienced in the provision of promoting early literacy for children through pediatric office visits.

(j) \$4,000,000 of the education legacy trust account—state appropriation is provided solely for early intervention assessment and services.

(k) 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 department are subject to technical oversight by the office of the chief information officer.

(l)(i)(A) The department is required to provide to the education research and data center, housed at the office of financial management, data on all state-funded early childhood programs. These programs include the early support for infants and toddlers, early childhood education and assistance program (ECEAP), and the working connections and seasonal subsidized childcare programs

including license exempt facilities or family, friend, and neighbor care. The data provided by the department to the education research data center must include information on children who participate in these programs, including their name and date of birth, and dates the child received services at a particular facility.

(B) ECEAP early learning professionals must enter any new qualifications into the department's professional development registry starting in the 2015-16 school year, and every school year thereafter. By October 2017, and every October thereafter, the department must provide updated ECEAP early learning professional data to the education research data center.

(C) The department must request federally funded head start programs to voluntarily provide data to the department and the education research data center that is equivalent to what is being provided for state-funded programs.

(D) The education research and data center must provide an updated report on early childhood program participation and K-12 outcomes to the house of representatives appropriations committee and the senate ways and means committee using available data every March for the previous school year.

(ii) The department, in consultation with the department of social and health services, must withhold payment for services to early childhood programs that do not report on the name, date of birth, and the dates a child received services at a particular facility.

(m) The department shall work with state and local law enforcement, federally recognized tribal governments, and tribal law enforcement to develop a process for expediting fingerprinting and data collection necessary to conduct background checks for tribal early learning and child care providers.

(n) \$5,157,000 of the general fund—state appropriation for fiscal year 2020 and \$4,938,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for components of the 2019-2021 collective bargaining agreement covering family child care providers as set forth in section 943 of this act. Of the amounts provided in this subsection:

(i) \$1,302,000 is for the family child care provider 501(c)(3) organization for board-approved training;

(ii) \$230,000 is for increasing training reimbursement up to \$250 per person;

(iii) \$115,000 is for training on the electronic child care time and attendance system;

(iv) \$3,000,000 is to maintain the career development fund;

(v) \$5,223,000 is for up to five days of substitute coverage per provider per year through the state-administered substitute pool.

(vi) \$226,000 is to provide an increase to monthly health care premiums.

(o) \$219,000 of the general fund—state appropriation for fiscal year 2020 and \$219,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 236, Laws of 2017 (SHB 1445) (dual language in early learning & K-12).

(p) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 202, Laws of 2017 (E2SHB 1713) (children's mental health).

(q) \$317,000 of the general fund—state appropriation for fiscal year 2020 and \$317,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to continue a four year pilot for implementation of chapter 162, Laws of 2017 (SSB 5357) (outdoor early learning programs).

(r) Within existing resources, the department shall implement Substitute Senate Bill No. 5089 (early learning access).

(s) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for additional facilitated play groups offered statewide to family, friend, and neighbor child care providers.

(t)(i) The department of children, youth, and families, in consultation with the office of the superintendent of public instruction, the office of financial management, and the caseload forecast council must develop a proposal to transfer the annual allocations appropriated in the omnibus appropriations act for early intervention services for children with disabilities from birth through two years of age, from the superintendent of public instruction to the department of children, youth, and families beginning July 1, 2020. The department must submit a model detailing how allocations for this program will be determined and identifying the necessary statutory changes to the office of financial management and the fiscal committees of the legislature no later than September 1, 2019.

(ii) Beginning July 1, 2019, there shall be an administrative limit of five percent on all state funds allocated to school districts for early intervention services for children with disabilities from birth through two years of age.

(u) \$750,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the expanded learning opportunity quality initiative pursuant to RCW 43.216.085(3)(d). No later than December 1, 2020, the department shall submit a report to the governor and the appropriate committees of the legislature regarding the outcomes of this pilot program and recommendations for future implementation that includes phasing-out the need for ongoing state support.

(v) \$3,779,000 of the home visiting services—state appropriation and \$3,779,000 of the home visiting services—federal appropriation are provided solely for the department to contract for additional home visiting slots. To

maximize the use of available federal funding, to the greatest extent possible, the department shall use these additional slots to serve families where one or more children are candidates for foster care. The federal amount in this subsection is contingent on the services and children being eligible under the federal family first prevention services act, P.L. 115-123. The department may not allocate the federal funds to contractors unless the federal funding requirements are met.

(w) \$9,000 of the general fund—state appropriation for fiscal year 2020 and \$9,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1344 (child care access work group). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(x) \$773,000 of the general fund—state appropriation for fiscal year 2020 and \$773,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute Senate Bill No. 5903 (children's mental health). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(4) PROGRAM SUPPORT

General Fund—State Appropriation (FY 2020)	\$75,435,000
General Fund—State Appropriation (FY 2021)	\$76,908,000
General Fund—Federal Appropriation.....	\$55,824,000
Pension Funding Stabilization Account—State	
Appropriation	\$14,000
TOTAL	APPROPRIATION
.....	\$208,181,000

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

(a) The health care authority, the health benefit exchange, the department of social and health services, the department of health, and the department of children, youth, and families shall work together within existing resources to establish the health and human services enterprise coalition (the coalition). The coalition, led by the health care authority, must be a multi-organization collaborative that provides strategic direction and federal funding guidance for projects that have cross-organizational or enterprise impact, including information technology projects that affect organizations within the coalition. By October 31, 2019, the coalition must submit a report to the governor and the legislature that describes the coalition's plan for projects affecting the coalition organizations. The report must include any information technology projects impacting coalition organizations and, in collaboration with the office of the chief information officer, provide: (i) The status of any information technology projects currently being developed or implemented that affect the coalition; (ii) funding needs of these current and future information technology projects; and (iii) next steps for the coalition's information technology projects. The office of the chief information officer shall maintain a statewide perspective when collaborating with

the coalition to ensure that the development of projects identified in this report are planned for in a manner that ensures the efficient use of state resources and maximizes federal financial participation. The work of the coalition is subject to the conditions, limitations, and review provided in section 719 of this act.

(b) \$300,000 of the general fund—state appropriation for fiscal year 2020 and \$300,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a Washington state mentoring organization to continue its public-private partnerships providing technical assistance and training to mentoring programs that serve at-risk youth.

(c) \$5,000 of the general fund—state appropriation for fiscal year 2020, \$5,000 of the general fund—state appropriation for fiscal year 2021, and \$16,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the Washington federation of state employees for the language access providers under the provisions of chapter 41.56 RCW for the 2019-2021 fiscal biennium.

(d) \$63,000 of the general fund—state appropriation for fiscal year 2020 and \$7,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(e) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a full-time employee to coordinate policies and programs to support pregnant and parenting individuals receiving chemical dependency or substance use disorder treatment.

(f)(i) All agreements and contracts with vendors must include a provision to require that each vendor agrees to equality among its workers by ensuring similarly employed individuals are compensated as equals as follows:

(A) Employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed;

(B) Vendors may allow differentials in compensation for its workers based in good faith on any of the following:

(I) A seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels.

(II) A bona fide job-related factor or factors may include, but not be limited to, education, training, or experience, that is: Consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential.

(III) A bona fide regional difference in compensation level must be: Consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential.

(ii) The provision must allow for the termination of the contract if the department or department of enterprise services determines that the vendor is not in compliance with this agreement or contract term.

(iii) The department must implement this provision with any new contract and at the time of renewal of any existing contract.

(g) The department must submit an agency budget request for the 2020 supplemental budget that identifies the amount of administrative funding to be transferred from appropriations in subsections (1), (2), and (3) of this section to subsection (4) of this section.

PART III

NATURAL RESOURCES

NEW SECTION. Sec. 301. FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund—State Appropriation (FY 2020).....	\$544,000
General Fund—State Appropriation (FY 2021).....	\$570,000
General Fund—Federal Appropriation.....	\$32,000
General Fund—Private/Local Appropriation.....	\$1,138,000
Pension Funding Stabilization Account—State Appropriation.....	\$46,000
TOTAL APPROPRIATION	
\$2,330,000	

The appropriations in this section are subject to the following conditions and limitations: \$45,000 of the general fund—state appropriation for fiscal year 2020 and \$45,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a land use planner to conduct compliance monitoring on approved development projects and develop and track measures on the commission's effectiveness in implementing the national scenic area management plan.

NEW SECTION. Sec. 302. FOR THE DEPARTMENT OF ECOLOGY

General Fund—State Appropriation (FY 2020)	\$30,725,000
General Fund—State Appropriation (FY 2021)	\$29,342,000
General Fund—Federal Appropriation.....	\$110,053,000
General Fund—Private/Local Appropriation.....	\$23,406,000
Reclamation Account—State Appropriation.....	\$4,906,000
Flood Control Assistance Account—State Appropriation	\$4,174,000
State Emergency Water Projects Revolving Account—State Appropriation	\$40,000
Waste Reduction, Recycling, and Litter Control	

Account—State Appropriation.....	\$24,951,000
State Drought Preparedness Account—State Appropriation	\$204,000
State and Local Improvements Revolving Account—Water Supply Facilities—State Appropriation	\$183,000
Aquatic Algae Control Account—State Appropriation	\$528,000
Water Rights Tracking System Account—State Appropriation.....	\$48,000
Site Closure Account—State Appropriation	\$582,000
Wood Stove Education and Enforcement Account—State Appropriation	\$577,000
Worker and Community Right to Know Fund—State Appropriation.....	\$1,995,000
Water Rights Processing Account—State Appropriation	\$39,000
Model Toxics Control Operating Account—State Appropriation	\$237,148,000
Model Toxics Control Operating Account—Local Appropriation.....	\$499,000
Water Quality Permit Account—State Appropriation	\$47,872,000
Underground Storage Tank Account—State Appropriation	\$3,963,000
Biosolids Permit Account—State Appropriation	\$2,703,000
Hazardous Waste Assistance Account—State Appropriation	\$7,150,000
Radioactive Mixed Waste Account—State Appropriation	\$19,626,000
Air Pollution Control Account—State Appropriation	\$4,452,000
Oil Spill Prevention Account—State Appropriation	\$11,351,000
Air Operating Permit Account—State Appropriation	\$4,679,000
Freshwater Aquatic Weeds Account—State Appropriation	\$1,497,000
Oil Spill Response Account—State Appropriation	\$7,076,000
Dedicated Marijuana Account—State Appropriation (FY 2020).....	\$465,000
Dedicated Marijuana Account—State Appropriation (FY 2021).....	\$464,000
Pension Funding Stabilization Account—State Appropriation	\$2,920,000

Water Pollution Control Revolving Administration	
Account—State Appropriation	\$3,858,000
Paint Product Stewardship Account—State Appropriation	\$182,000
TOTAL	APPROPRIATION
.....\$587,658,000	

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

(1) \$170,000 of the oil spill prevention account—state appropriation is provided solely for a contract with the University of Washington's sea grant program to continue an educational program targeted to small spills from commercial fishing vessels, ferries, cruise ships, ports, and marinas.

(2) \$102,000 of the general fund—state appropriation for fiscal year 2020 and \$102,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Executive Order No. 12-07, Washington's response to ocean acidification.

(3) \$726,000 of the general fund—state appropriation for fiscal year 2020, \$1,432,000 of the general fund—state appropriation for fiscal year 2021, and \$1,600,000 of the flood control assistance account—state appropriation are provided solely for the continued implementation of the streamflow restoration program provided in chapter 90.94 RCW. Funding must be used to develop watershed plans, oversee consultants, adopt rules, and develop or oversee capital grant-funded projects that will improve instream flows statewide.

(4) \$1,259,000 of the model toxics control operating account—state appropriation is provided solely for the increased costs for Washington conservation corp member living allowances, vehicles used to transport crews to worksites, and costs unsupported by static federal AmeriCorps grant reimbursement.

(5) \$3,482,000 of the model toxics control operating account—state appropriation is provided solely for the department to implement recommendations that come from chemical action plans (CAP), such as the interim recommendations addressing PFAS (per- and polyfluorinated alkyl substances) contamination in drinking water and sources of that contamination, to monitor results, and to develop new CAPs.

(6) \$592,000 of the reclamation account—state appropriation is provided solely for the department to assess and explore opportunities to resolve water rights uncertainties and disputes through adjudications in selected basins where tribal senior water rights, unquantified claims, and similar uncertainties about the seniority, quantity, and validity of water rights exist.

(7) \$2,147,000 of the waste reduction, recycling, and litter control account—state appropriation is provided solely for the department to address litter prevention and recycling programs, and in response to new China-imposed restrictions on the import of recyclable materials. Activities funded from this increased appropriation include litter

pickup by ecology youth crews, local governments, and other state agencies, and litter prevention public education campaigns.

(8) \$120,000 of the general fund—state appropriation for fiscal year 2020 and \$67,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5116 (clean energy). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(9) \$807,000 of the model toxics control operating account—state appropriation is provided solely for the implementation of Substitute Senate Bill No. 5135 (toxic pollution). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(10) \$540,000 of the waste reduction, recycling, and litter control account—state appropriation is provided solely for the implementation of Engrossed Substitute Senate Bill No. 5323 (plastic bags), including the education and outreach activities required under section 5 of the bill. If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(11) \$392,000 of the waste reduction, recycling, and litter control account—state appropriation is provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5397 (plastic packaging). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(12) \$1,450,000 of the waste reduction, recycling, and litter control account—state appropriation is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1543 (concerning sustainable recycling). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(13) \$342,000 of the air pollution control account—state appropriation and \$619,000 of the model toxics control operating account—state appropriation are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1112 (hydrofluorocarbons emissions). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(14) \$1,374,000 of the model toxics control operating account—state appropriation is provided solely for the implementation of Engrossed Substitute House Bill No. 1578 (oil transportation safety). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(15) \$264,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to contract with the Walla Walla watershed management partnership board of directors to develop a thirty-year integrated water resource management strategic plan and to provide partnership staffing, reporting, and operating budget costs associated with new activities as described in Second Substitute Senate Bill No. 5352 (Walla Walla watershed pilot). If the bill is not

enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(16) \$455,000 of the general fund—state appropriation for fiscal year 2020 and \$455,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to grant to the northwest straits commission to distribute equally among the seven Puget Sound marine resource committees.

(17) \$290,000 of the general fund—state appropriation for fiscal year 2020 and \$290,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for rule making to change standards to allow for a higher volume of water to be spilled over Columbia river and Snake river dams to increase total dissolved gas for the benefit of Chinook salmon and other salmonids.

(18) \$118,000 of the general fund—state appropriation for fiscal year 2020 and \$118,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the agency to convene a stakeholder work group to identify actions to decrease loading of priority pharmaceuticals into Puget Sound, contract for technical experts to provide literature review, conduct an analysis and determine best practices for addressing pharmaceutical discharges, and carry out laboratory testing and analysis.

(19) \$319,000 of the general fund—state appropriation for fiscal year 2020 and \$319,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to increase coordination in reviewing shoreline armoring proposals to better protect forage fish.

(20) \$247,000 of the general fund—state appropriation for fiscal year 2020 and \$435,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for monitoring nutrient cycling and ocean acidification parameters at twenty marine stations in Puget Sound and Hood canal.

(21) \$250,000 of the flood control assistance account—state appropriation is provided solely for the Washington conservation corps to carry out emergency activities to respond to flooding by repairing levees, preventing or mitigating an impending flood hazard, or filling and stacking sandbags. This appropriation is also for grants to local governments for emergency response needs, including the removal of structures and repair of small-scale levees and tidegates.

(22) \$500,000 of the model toxics control operating account—local appropriation is provided solely for the Spokane river regional toxics task force to address elevated levels of polychlorinated biphenyls in the Spokane river.

(23) \$244,000 of the model toxics control operating—state appropriation is provided solely for the implementation of Engrossed Substitute Senate Bill No. 5579 (crude oil volatility/rail). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(24) \$432,000 of the model toxics control operating—state appropriation is provided solely for the

implementation of Substitute House Bill No. 1290 (voluntary cleanups/has waste). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(25) \$10,000,000 of the model toxics control operating account—state appropriation is provided solely for the department to provide grants to local governments for the purpose of supporting local solid waste and financial assistance programs.

(26) \$100,000 of the oil spill prevention account—state appropriation is provided solely for the department to produce a synopsis of current maritime vessel activity, navigation lanes, and anchorages in the northern Puget Sound and the strait of Juan de Fuca, including vessel transit in Canadian portions of transboundary waters. Consistent with RCW 43.372.030, the synopsis must compile key findings and baseline information on the spatial and temporal distribution of and intensity of current maritime vessel activity. The department may collect new information on vessel activity, including information on commercial and recreational fishing, where relevant to the synopsis. In producing the synopsis, the department must invite the participation of Canadian agencies and first nations, and must coordinate with federal agencies, other state agencies, federally recognized Indian tribes, commercial and recreational vessel operators and organizations representing such operators, and other stakeholders. The department must provide a draft of the synopsis to the appropriate committees of the legislature by June 30, 2021.

(27) \$500,000 of the waste reduction, recycling, and litter control account—state appropriation is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1114 (food waste reduction). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(28) \$465,000 of the dedicated marijuana account—state appropriation for fiscal year 2020 and \$464,000 of the dedicated marijuana account—state appropriation for fiscal year 2021 are provided solely for the implementation of House Bill No. 2052 (marijuana product testing). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(29) \$182,000 of the paint product stewardship account—state appropriation is provided solely for the implementation of Substitute House Bill No. 1652 (paint stewardship). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(30) \$60,000 of the general fund—state appropriation for fiscal year 2020 and \$61,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Second Substitute House Bill No. 1579 (chinook abundance). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 303. FOR THE STATE PARKS AND RECREATION COMMISSION

General Fund—State Appropriation (FY 2020)	\$16,013,000
General Fund—State Appropriation (FY 2021)	\$16,501,000
General Fund—Federal Appropriation	\$7,079,000
Winter Recreation Program Account—State Appropriation	\$3,310,000
ORV and Nonhighway Vehicle Account—State Appropriation	\$403,000
Snowmobile Account—State Appropriation	\$5,657,000
Aquatic Lands Enhancement Account—State Appropriation	\$367,000
Parks Renewal and Stewardship Account—State Appropriation	\$125,438,000
Parks Renewal and Stewardship Account—Private/Local Appropriation	\$420,000
Pension Funding Stabilization Account—State Appropriation	\$1,496,000
TOTAL APPROPRIATION	\$176,684,000

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

(1) \$129,000 of the general fund—state appropriation for fiscal year 2020 and \$129,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant for the operation of the Northwest weather and avalanche center.

(2) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the commission to pay assessments charged by local improvement districts.

(3) \$75,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Senate Bill No. 5918 (whale watching guidelines). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(4) \$916,000 of the general fund—state appropriation for fiscal year 2020, \$915,000 of the general fund—state appropriation for fiscal year 2021, and \$169,000 of the parks renewal and stewardship account—state appropriation are provided solely for the commission to replace major equipment with an emphasis on fire response equipment and law enforcement vehicles that have over fifteen years of useful life.

(5) \$252,000 of the general fund—state appropriation for fiscal year 2020, \$216,000 of the general fund—state appropriation for fiscal year 2021, and \$322,000 of the parks renewal and stewardship account—state appropriation are provided solely for operating budget

impacts from capital budget projects funded in the 2017-2019 fiscal biennium.

(6) \$154,000 of the general fund—state appropriation for fiscal year 2020 and \$146,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for hiring new park rangers and park aides.

(7) \$3,750,000 of the general fund—state appropriation for fiscal year 2020, \$3,750,000 of the general fund—state appropriation for fiscal year 2021, and \$2,500,000 of the parks renewal and stewardship account—state appropriation are provided solely for maintaining current service levels for core functions such as customer service, facility maintenance, and law enforcement.

(8) \$382,000 of the general fund—state appropriation for fiscal year 2020 and \$567,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the commission to conduct forest health treatments on 500 acres of forestland each year, add stewardship staff capacity in the northwest region, and conduct vegetation surveys to identify rare and sensitive plants. One-time funding is also provided to replace a fire truck in the eastern region.

(9) \$750,000 of the general fund—state appropriation for fiscal year 2020 and \$750,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the commission to hire construction and maintenance staff to address the backlog of preventive maintenance at state parks.

(10) \$428,000 of the parks renewal and stewardship account—state appropriation is provided solely for increased technology costs associated with providing field staff with access to the state government network, providing law enforcement personnel remote access to law enforcement records, and providing public wi-fi services at dry falls, pacific beach, and potholes state parks.

(11) \$204,000 of the parks renewal and stewardship account—state appropriation is provided solely for maintaining the state parks' central reservation system, the law enforcement records management system, and discover pass automated pay stations.

NEW SECTION. Sec. 304. FOR THE RECREATION AND CONSERVATION OFFICE

General Fund—State Appropriation (FY 2020) ..	\$1,193,000
General Fund—State Appropriation (FY 2021) ..	\$1,166,000
General Fund—Federal Appropriation	\$3,779,000
General Fund—Private/Local Appropriation	\$24,000
Aquatic Lands Enhancement Account—State Appropriation	\$333,000
Firearms Range Account—State Appropriation	\$37,000
Recreation Resources Account—State Appropriation	\$4,143,000
NOVA Program Account—State Appropriation	\$1,107,000

Pension Funding Stabilization Account—State Appropriation	\$80,000
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TOTAL APPROPRIATION	\$11,862,000
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The appropriations in this section are subject to the following conditions and limitations:

(1) \$109,000 of the aquatic lands enhancement account—state appropriation is provided solely to the recreation and conservation funding board for administration of the aquatics lands enhancement account grant program as described in RCW 79.105.150.

(2) \$37,000 of the firearms range account—state appropriation is provided solely to the recreation and conservation funding board for administration of the firearms range grant program as described in RCW 79A.25.210.

(3) \$4,150,000 of the recreation resources account—state appropriation is provided solely to the recreation and conservation funding board for administrative and coordinating costs of the recreation and conservation office and the board as described in RCW 79A.25.080(1).

(4) \$1,107,000 of the NOVA program account—state appropriation is provided solely to the recreation and conservation funding board for administration of the nonhighway and off-road vehicle activities program as described in chapter 46.09 RCW.

(5) \$175,000 of the general fund—state appropriation for fiscal year 2020 and \$175,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to contract for implementation of the Nisqually watershed stewardship plan.

NEW SECTION. Sec. 305. FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE

General Fund—State Appropriation (FY 2020) ..	\$2,533,000
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General Fund—State Appropriation (FY 2021) ..	\$2,440,000
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Pension Funding Stabilization Account—State Appropriation	\$254,000
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TOTAL APPROPRIATION	\$5,227,000
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The appropriations in this section are subject to the following conditions and limitations: \$170,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the implementation of Substitute Senate Bill No. 5151 (growth management board/indexing). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

NEW SECTION. Sec. 306. FOR THE CONSERVATION COMMISSION

General Fund—State Appropriation (FY 2020) ..	\$7,936,000
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General Fund—State Appropriation (FY 2021) ..	\$7,973,000
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General Fund—Federal Appropriation	\$2,301,000
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Public Works Assistance Account—State Appropriation	\$8,456,000
Model Toxics Control Operating Account—State	
Appropriation	\$1,000,000
Pension Funding Stabilization Account—State	
Appropriation.....	\$254,000
TOTAL	APPROPRIATION
.....
	\$27,920,000

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

(1) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the commission and conservation districts to increase landowner participation in voluntary actions that protect habitat to benefit salmon and southern resident orcas.

(2) \$8,456,000 of the public works assistance account—state appropriation is provided solely for implementation of the voluntary stewardship program. This amount may not be used to fund agency indirect and administrative expenses.

(3) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the commission to continue to convene and facilitate a food policy forum and to implement recommendations identified through the previous work of the food policy forum.

(a) The commission shall coordinate implementation of the forum with the department of agriculture and the office of farmland preservation.

(b) The director of the commission and the director of the department of agriculture shall jointly appoint members of the forum, and no appointment may be made unless each director concurs in the appointment.

(c) In addition to members appointed by the directors, four legislators may serve on the food policy forum in an ex officio capacity. Legislative participants may be reimbursed for travel expenses by the senate or house of representatives as provided in RCW 44.04.120. Legislative participants must be appointed as follows:

(i) The speaker of the house of representatives shall appoint one member from each of the two largest caucuses of the house of representatives; and

(ii) The majority leader and minority leader of the senate shall appoint one member from each of the two largest caucuses of the senate.

(d) Meetings of the forum may be scheduled by either the director of the commission or the director of the department of agriculture.

(e) Staffing for the forum must be provided by the commission working jointly with staff from the department of agriculture.

(f) The commission and the department of agriculture shall jointly develop the agenda for each forum meeting as well as a report from the food policy forum. The report must contain recommendations and a workplan to implement the recommendations and must be delivered to the appropriate committees of the legislature and the governor by June 30, 2021.

(4) \$82,000 of the general fund—state appropriation for fiscal year 2020 and \$81,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Second Substitute House Bill No. 1579 (chinook abundance). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(5) \$20,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the following activities:

(a) The commission and the department of agriculture must produce a gap analysis reviewing existing conservation grant programs and completed voluntary stewardship program plans to identify what technical assistance and cost-share resources are needed to meet the requirements placed on those activities by the legislature.

(b)(i) The commission, in collaboration with the department of agriculture, must develop recommendations for legislation or additional work that may be needed to implement a sustainable farms and fields grant program that prioritizes funding based on net reduction of greenhouse gas emissions on farm, aquatic, or ranch lands, including carbon sequestration.

(ii) The recommendations must incorporate the gap analysis required by this section. The recommendations must include information about how the grant program can complement and avoid competing with existing conservation programs, and provide cost share benefits to existing and new programs designed to improve water quality, critical habitats, and soil health and soil-health research on farm, aquatic or timber lands.

(iii) The recommendations must be developed with input from stakeholder meetings with representatives from the environmental and agricultural communities.

(c) The commission and the department of agriculture must provide an update to the appropriate committees of the legislature by August 1, 2019, and final recommendations by November 1, 2019.

NEW SECTION. Sec. 307. FOR THE DEPARTMENT OF FISH AND WILDLIFE

General Fund—State Appropriation (FY 2020)	\$74,521,000
General Fund—State Appropriation (FY 2021)	\$63,849,000
General Fund—Federal Appropriation.....	\$141,326,000
General Fund—Private/Local Appropriation	\$69,360,000
ORV and Nonhighway Vehicle Account—State	
Appropriation.....	\$701,000
Aquatic Lands Enhancement Account—State	
Appropriation	\$11,871,000

Recreational Fisheries Enhancement Account—State	
Appropriation	\$3,332,000
Warm Water Game Fish Account—State Appropriation	
.....	\$2,824,000
Eastern Washington Pheasant Enhancement Account—State	
Appropriation	\$675,000
State Wildlife Account—State Appropriation	
.....	\$115,447,000
Special Wildlife Account—State Appropriation	
.....	\$2,904,000
Special Wildlife Account—Federal Appropriation	
.....	\$517,000
Special Wildlife Account—Private/Local Appropriation	
.....	\$3,653,000
Wildlife Rehabilitation Account—State Appropriation	
.....	\$361,000
Ballast Water and Biofouling Management Account—State	
Appropriation	\$10,000
Model Toxics Control Operating Account—State	
Appropriation	\$2,946,000
Regional Fisheries Enhancement Salmonid Recovery	
Account—Federal Appropriation.....	\$5,001,000
Oil Spill Prevention Account—State Appropriation	
.....	\$1,199,000
Aquatic Invasive Species Management Account—State	
Appropriation	\$1,906,000
Pension Funding Stabilization Account—State	
Appropriation	\$5,186,000
Oyster Reserve Land Account—State Appropriation	
.....	\$524,000
TOTAL	APPROPRIATION
.....	\$508,113,000

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

(1) \$467,000 of the general fund—state appropriation for fiscal year 2020 and \$467,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to pay for emergency fire suppression costs. These amounts may not be used to fund agency indirect and administrative expenses.

(2) \$415,000 of the general fund—state appropriation for fiscal year 2020, \$415,000 of the general fund—state appropriation for fiscal year 2021, and \$440,000 of the general fund—federal appropriation are provided solely for county assessments.

(3)(a) A legislative task force is established to recommend a group or entity to review the department's budget requests in place of the hatchery scientific review group. The task force is comprised of two members from each of the two largest caucuses in the senate, appointed by

the president of the senate, and two members from each of the two largest caucuses in the house of representatives, appointed by the speaker of the house. The task force shall be staffed by the office of program research and senate committee services. The task force must consult with tribes.

(b) The task force must review the purpose and activities of the hatchery scientific review group and develop recommendations for the legislature to establish a replacement group or entity that will analyze state spending and projects related to hatcheries that are proposed in state operating and capital budgets. Among other things, the task force shall recommend a process by which the replacement organization or entity, starting with the 2021-2023 fiscal biennium, contracts with the department to review the department's proposed agency biennial operating and capital budget requests related to state fish hatcheries prior to submission to the office of financial management. This review shall: (i) Examine if the proposed requests are consistent with independent scientific review standards using best available science; (ii) evaluate the components of the request based on the independent needs of each particular watershed and the return of salmonids including naturally spawning, endangered, and hatchery stocks; and (iii) evaluate whether the proposed requests are being made in the most cost-effective manner. This process must require the department to provide a copy of the review to the office of financial management and the legislature with its agency budget proposal.

(c) The task force shall report to the legislature on its findings and recommendations by December 1, 2019.

(4) \$400,000 of the general fund—state appropriation for fiscal year 2020 and \$400,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a state match to support the Puget Sound nearshore partnership between the department and the United States army corps of engineers.

(5) \$762,000 of the general fund—state appropriation for fiscal year 2020, \$580,000 of the general fund—state appropriation for fiscal year 2021, and \$24,000 of the state wildlife account—state appropriation are provided solely for the implementation of Second Substitute Senate Bill No. 5577 (orca whales/vessels). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(6) \$156,000 of the general fund—state appropriation for fiscal year 2020 and \$155,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for operating budget impacts from capital budget projects funded in the 2017-2019 fiscal biennium.

(7) \$450,000 of the general fund—state appropriation for fiscal year 2020 and \$450,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to develop a pinto abalone recovery plan, expand field work, conduct genetics and disease assessments, and establish three satellite grow-out facilities. \$150,000 of the appropriation per fiscal year is for competitive grants to nonprofit organizations to assist in recovery and restoration work of native shellfish.

(8) \$350,000 of the general fund—state appropriation for fiscal year 2020 and \$350,000 of the general fund—state appropriation for fiscal year 2021, are provided solely for the department to increase the work of regional fisheries enhancement groups.

(9) \$457,000 of the general fund—state appropriation for fiscal year 2020, \$457,000 of the general fund—state appropriation for fiscal year 2021, and \$110,000 of the state wildlife account—state appropriation are provided solely for the department to pay for costs to maintain upgraded network infrastructure and pay the debt service on purchased equipment.

(10) \$165,000 of the general fund—state appropriation for fiscal year 2020, \$166,000 of the general fund—state appropriation for fiscal year 2021, and \$495,000 of the state wildlife account—state appropriation are provided solely for new service or vendor costs, including PC leases, mobile devices, a remote management system, IT issue tracking technology, and virtual private network services.

(11) \$3,500,000 of the general fund—state appropriation for fiscal year 2020 and \$3,500,000 of the general fund—state appropriation for fiscal year 2021 are appropriated for the department to increase hatchery production of salmon throughout the Puget Sound, coast, and Columbia river. Increases in hatchery production must be prioritized to increase prey abundance for southern resident orcas. The department shall work with federal partners, tribal co-managers, and other interested parties when developing annual hatchery production plans. These increases shall be done consistent with best available science, most recent hatchery standards, and endangered species act requirements, and include adaptive management provisions to ensure the conservation and enhancement of wild stocks. Of the amounts provided in this subsection, \$500,000 in fiscal year 2020 is for wells and generators at the Samish hatchery.

(12) \$2,257,000 of the general fund—state appropriation for fiscal year 2020 and \$1,785,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to grant to the northwest Indian fisheries commission to grant to tribes for hatchery operations that are prioritized to increase prey abundance for southern resident orcas. Of the amounts provided in this subsection:

(a) \$1,535,000 in each fiscal year is for additional hatchery production in the following amounts per fiscal year: \$150,000 for the Quinault Indian Nation, \$169,000 for the Tulalip Tribes, \$268,000 for the Quileute Tribe, \$186,000 for the Puyallup Tribe, \$112,000 for the Port Gamble S'Klallam Tribe, \$23,000 for the Muckleshoot Indian Tribe, \$207,000 for the Squaxin Island Tribe, \$142,000 for the Skokomish Indian Tribe, and \$278,000 for the Lummi Nation.

(b) \$472,000 in fiscal year 2020 is for improvements to hatchery facilities that support additional hatchery production in the following amounts: \$98,000 for the Tulalip Tribes, \$38,000 for the Puyallup Tribe, \$14,000 for the Port Gamble S'Klallam Tribe, \$25,000 for the Muckleshoot Indian Tribe, \$200,000 for the Squaxin Island Tribe, \$24,000

for the Skokomish Indian Tribe, and \$73,000 for the Lummi Nation.

(13) \$771,000 of the general fund—state appropriation in fiscal year 2020 and \$76,000 of the general fund—state appropriation in fiscal year 2021 are provided solely for the department to provide to tribes for hatchery operations that are prioritized to increase prey abundance for southern resident orcas. Of the amounts provided in this subsection, \$76,000 in each fiscal year is for the Yakama Nation for additional hatchery production, \$195,000 in fiscal year 2020 is for the Yakama Nation for improvements to hatchery facilities, and \$500,000 in fiscal year 2020 is for the Confederated Tribes of the Colville Reservation for improvements to hatchery facilities.

(14) \$425,000 of the general fund—state appropriation for fiscal year 2020 and \$175,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to grant to public utility districts for additional hatchery production that is prioritized to increase prey abundance for southern resident orcas and other species that are critical to the marine food web. Of the amounts provided in this subsection, \$250,000 in fiscal year 2020 is for Puget Sound energy for wells and generators at the Baker river fish hatchery.

(15) \$1,361,000 of the general fund—state appropriation for fiscal year 2020 and \$1,360,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the following activities to increase the availability of salmon for southern resident orcas: Surveying forage fish populations, conducting rulemaking for fish screens, reducing salmon predation by nonnative fish, prioritizing fish barrier removal, developing a strategy to reestablish salmon runs above dams, and increasing review of shoreline armoring proposals to protect forage fish.

(16) \$710,000 of the general fund—state appropriation for fiscal year 2020 and \$253,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to migrate to the state data center and are subject to the conditions, limitations, and review provided in section 719 of this act.

(17) \$278,000 of the general fund—state appropriation for fiscal year 2020 and \$278,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to provide grants to the Lummi Nation to increase salmon production at the Skookum creek hatchery and the Lummi bay hatchery.

(18) \$477,000 of the general fund—state appropriation for fiscal year 2020 and \$477,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Engrossed Substitute House Bill No. 2097 (statewide wolf recovery). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(19) \$200,000 of the general fund—state appropriation for fiscal year 2020 and \$200,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department for elk management in the Skagit valley in cooperation with affected tribes and

landowners. Authorized expenditures include, but are not limited to, elk fencing and replacement hay to mitigate the impacts of elk on agricultural crop production.

(20) \$49,000 of the general fund—state appropriation for fiscal year 2020, \$47,000 of the general fund—state appropriation for fiscal year 2021, and \$37,000 of the state wildlife account—state appropriation are provided solely for the implementation of Second Substitute House Bill No. 1579 (chinook abundance). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 308. FOR THE DEPARTMENT OF NATURAL RESOURCES

General Fund—State Appropriation (FY 2020) \$74,086,000

General Fund—State Appropriation (FY 2021) \$62,093,000

General Fund—Federal Appropriation \$34,977,000

General Fund—Private/Local Appropriation..... \$2,534,000

Forest Development Account—State Appropriation \$54,165,000

ORV and Nonhighway Vehicle Account—State Appropriation..... \$8,166,000

Surveys and Maps Account—State Appropriation \$2,595,000

Aquatic Lands Enhancement Account—State Appropriation \$18,537,000

Resource Management Cost Account—State Appropriation \$128,255,000

Surface Mining Reclamation Account—State Appropriation \$4,103,000

Disaster Response Account—State Appropriation \$23,063,000

Park Land Trust Revolving Account—State Appropriation \$750,000

Forest and Fish Support Account—State Appropriation \$16,354,000

Aquatic Land Dredged Material Disposal Site Account—State

Appropriation \$402,000

Natural Resources Conservation Areas Stewardship Account—

State Appropriation \$39,000

Forest Fire Protection Assessment Nonappropriated Account—State Appropriation..... \$5,896,000

Model Toxics Control Operating Account—State Appropriation \$5,995,000

Forest Practices Application Account—State Appropriation \$2,015,000

Air Pollution Control Account—State Appropriation \$901,000

NOVA Program Account—State Appropriation.... \$780,000

Pension Funding Stabilization Account—State Appropriation \$3,240,000

Derelict Vessel Removal Account—State Appropriation \$2,001,000

Community Forest Trust Account—State Appropriation \$52,000

Agricultural College Trust Management Account—State Appropriation \$3,179,000

TOTAL APPROPRIATION \$454,178,000

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

(1) \$1,583,000 of the general fund—state appropriation for fiscal year 2020 and \$1,515,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for deposit into the agricultural college trust management account and are provided solely to manage approximately 70,700 acres of Washington State University's agricultural college trust lands.

(2) \$16,546,000 of the general fund—state appropriation for fiscal year 2020, \$16,546,000 of the general fund—state appropriation for fiscal year 2021, and \$16,050,000 of the disaster response account—state appropriation are provided solely for emergency fire suppression. The appropriations provided in this subsection may not be used to fund the department's indirect and administrative expenses. The department's indirect and administrative costs shall be allocated among its remaining accounts and appropriations.

(3) \$5,000,000 of the forest and fish support account—state appropriation is provided solely for outcome-based performance contracts with tribes to participate in the implementation of the forest practices program. Contracts awarded may only contain indirect costs set at or below the rate in the contracting tribe's indirect cost agreement with the federal government. Of the amount provided in this subsection, \$500,000 is contingent upon receipts under RCW 82.04.261 exceeding eight million dollars per biennium. If receipts under RCW 82.04.261 are more than eight million dollars but less than eight million five hundred thousand dollars for the biennium, an amount equivalent to the difference between actual receipts and eight million five hundred thousand dollars shall lapse.

(4) \$1,857,000 of the general fund—state appropriation for fiscal year 2020 and \$1,857,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to carry out the forest practices adaptive management program pursuant to RCW 76.09.370 and the May 24, 2012, settlement agreement entered into by the department and the department of ecology. Scientific research must be carried out according to the master project schedule and work plan of cooperative

monitoring, evaluation, and research priorities adopted by the forest practices board. The forest practices board shall submit a report to the legislature following review, approval, and solicitation of public comment on the cooperative monitoring, evaluation, and research master project schedule, to include: Cooperative monitoring, evaluation, and research science and related adaptive management expenditure details, accomplishments, the use of cooperative monitoring, evaluation, and research science in decision-making, and funding needs for the coming biennium. The report shall be provided to the appropriate committees of the legislature by October 1, 2020.

(5) Consistent with the recommendations of the *Wildfire Suppression Funding and Costs (18-02)* report of the joint legislative audit and review committee, the department shall submit a report to the governor and legislature by December 1, 2019, and December 1, 2020, describing the previous fire season. At a minimum, the report shall provide information for each wildfire in the state, including its location, impact by type of land ownership, the extent it involved timber or range lands, cause, size, costs, and cost-share with federal agencies and nonstate partners. The report must also be posted on the agency's web site.

(6) \$26,000 of the general fund—state appropriation for fiscal year 2020 and \$27,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5116 (clean energy). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(7) \$12,000 of the general fund—state appropriation for fiscal year 2020 and \$12,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Substitute Senate Bill No. 5550 (pesticide application safety). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(8) The appropriations in this section include sufficient funding for the implementation of Engrossed Substitute Senate Bill No. 5330 (small forestland).

(9) \$42,000 of the general fund—state appropriation for fiscal year 2020 and \$21,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Substitute Senate Bill No. 5106 (natural disaster mitigation). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(10) \$26,000 of the general fund—state appropriation for fiscal year 2020 and \$26,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Substitute Senate Bill No. 5597 (aerial herbicide application). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(11) \$4,486,000 of the aquatic land enhancement account—state appropriation is provided solely for the removal of creosote pilings and debris from the marine environment and to continue monitoring zooplankton and eelgrass beds on state-owned aquatic lands managed by the department. Actions will address recommendations to recover the southern resident orca population and to monitor

ocean acidification as well as help implement the Puget Sound action agenda.

(12) \$304,000 of the model toxics control operating account—state appropriation is provided solely for costs associated with the cleanup of the Fairview avenue site near Lake Union in Seattle. The aquatic site is contaminated with lead, chromium, and arsenic. This will be the department's final payment toward remediation costs.

(13) \$75,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to identify priority kelp restoration locations in central Puget Sound, based on historic locations, and monitor the role of natural kelp beds in moderating pH conditions in Puget Sound.

(14) \$188,000 of the general fund—state appropriation for fiscal year 2020 and \$187,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to coordinate with the Olympic natural resources center to study emerging ecosystem threats such as Swiss needlecast disease, conduct field trials for long-term ecosystem productivity and T3 watershed experiments, and engage stakeholders. The department must contract with the Olympic natural resources center for at least \$187,000 per fiscal year. The department may retain up to \$30,000 per fiscal year to conduct Swiss needlecast surveys and research. Administrative costs may be taken and are limited to twenty-seven percent of the amount of appropriation retained by the department.

(15) \$22,843,000 of the general fund—state appropriation for fiscal year 2020, \$11,364,000 of the general fund—state appropriation for fiscal year 2021, and \$4,000,000 of the forest fire protection assessment nonappropriated account—state appropriation are provided solely for wildfire response, to include funding full time fire engine leaders, increasing the number of correctional camp fire crews in western Washington, purchasing two helicopters, providing dedicated staff to conduct fire response training, creating a fire prevention outreach program, forest health administration, landowner technical assistance, conducting forest health treatments on federal lands and implementing the department's twenty-year forest health strategic plan, post-wildfire landslide assessments, and other measures necessary for wildfire suppression and prevention.

(16) \$186,000 of the general fund—state appropriation for fiscal year 2020 and \$185,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for compensation to the trust beneficiaries and department for lost revenue from leases to amateur radio operators who use space on the department managed radio towers for their equipment. The department is authorized to lease sites at the rate of up to one hundred dollars per year, per site, per lessee. The legislature makes this appropriation to fulfill the remaining costs of the leases at market rate per RCW 79.13.510.

(17) \$110,000 of the general fund—state appropriation for fiscal year 2020 and \$110,000 of the

general fund—state appropriation for fiscal year 2021 are provided solely for the department to conduct post wildfire landslide hazard assessments and reports.

(18) \$162,000 of the general fund—state appropriation for fiscal year 2020 and \$163,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for paving the road access to Leader lake in northeast Washington.

(19) The appropriations in this section include sufficient funding for the department to conduct an analysis of revenue impacts to the state forestlands taxing district beneficiaries as a result of the proposed long-term conservation strategy for the marbled murrelet. The department shall consult with state forestlands taxing district beneficiary representatives on the analysis. The department shall make the analysis available to state forestlands taxing districts and submit it to the board of natural resources by September 30, 2019.

(20) \$150,000 of the aquatic lands enhancement account—state appropriation is provided solely for continued facilitation and support services for the marine resources advisory council.

(21) \$217,000 of the aquatic lands enhancement account—state appropriation is provided solely for implementation of the state marine management plan and ongoing costs of the Washington coastal marine advisory council to serve as a forum and provide recommendations on coastal management issues.

(22) \$49,000 of the general fund—state appropriation for fiscal year 2020 and \$25,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Second Substitute House Bill No. 1579 (chinook abundance). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(23) \$485,000 of the general fund—state appropriation for fiscal year 2020 and \$485,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Second Substitute House Bill No. 1784 (wildfire prevention). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(24)(a) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the following activities:

(i) Conducting carbon inventories to build on existing efforts to understand carbon stocks, flux, trends, emissions, and sequestration across Washington's natural and working lands, including harvested wood products, wildfire emissions, land management activities, and sawmill energy use and emissions. Where feasible, the department shall use available existing data and information to conduct this inventory and analysis. For the purposes of this section, natural and working land types include forests, croplands, rangelands, wetlands, grasslands, aquatic lands, and urban green space.

(ii) Compiling and providing access to information on existing opportunities for carbon compensation services and other incentive-based carbon reducing programs to assist owners of private and other nonstate owned or managed forestland interested in voluntarily engaging in carbon markets.

(b) By December 1, 2020, the department must submit a report to the appropriate committees of the legislature summarizing the results of the inventories required under this section, and assessing actions that may improve the efficiency and effectiveness of carbon inventory activities on natural and working lands, including carbon sequestration in harvested forest products. The department must also describe any barriers, including costs, to the use of voluntary, incentive-based carbon reducing or sequestering programs. The department may also include recommendations for additional work or legislation that may be advisable resulting from the advisory group created in this subsection as part of this report.

(c) The department must form a natural and working lands carbon sequestration advisory group to help guide the activities provided in this section. The advisory group must be composed of a balance of representatives reflecting the diverse interests and expertise involved on the subject of carbon sequestration on natural and working lands.

NEW SECTION. Sec. 309. FOR THE DEPARTMENT OF AGRICULTURE

General Fund—State Appropriation (FY 2020)	\$18,858,000
General Fund—State Appropriation (FY 2021)	\$18,925,000
General Fund—Federal Appropriation.....	\$32,078,000
General Fund—Private/Local Appropriation	\$193,000
Aquatic Lands Enhancement Account—State Appropriation	\$2,527,000
Model Toxics Control Operating Account—State	
Appropriation	\$5,808,000
Water Quality Permit Account—State Appropriation	\$73,000
Dedicated Marijuana Account—State Appropriation (FY 2020)	\$635,000
Dedicated Marijuana Account—State Appropriation (FY 2021)	\$635,000
Pension Funding Stabilization Account—State	
Appropriation	\$1,036,000
TOTAL	APPROPRIATION
.....\$80,768,000	

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

(1) \$6,108,445 of the general fund—state appropriation for fiscal year 2020 and \$6,102,905 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementing the food assistance program as defined in RCW 43.23.290.

(2) \$58,000 of the general fund—state appropriation for fiscal year 2020 and \$59,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Substitute Senate Bill No. 5550 (pesticide application safety). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(3) The appropriations in this section includes sufficient funding for the implementation of Engrossed Substitute Senate Bill No. 5959 (livestock identification).

(4) \$18,000 of the general fund—state appropriation for fiscal year 2020 and \$18,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Substitute Senate Bill No. 5597 (aerial herbicide application). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(5) The appropriations in this section include sufficient funding for the implementation of Senate Bill No. 5447 (dairy milk assessment fee).

(6) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department's regional markets program, which includes the small farm direct marketing program under RCW 15.64.050 and the farm-to-school program under RCW 15.64.060.

(7) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the northwest Washington fair youth education programs.

(8) \$197,000 of the general fund—state appropriation for fiscal year 2020 and \$202,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Substitute Senate Bill No. 5552 (pollinators). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(9) \$32,000 of the general fund—state appropriation for fiscal year 2020, \$32,000 of the general fund—state appropriation for fiscal year 2021, and \$52,000 of the general fund—federal appropriation are provided solely for the department to migrate to the state data center and are subject to the conditions, limitations, and review provided in section 719 of this act.

(10) \$24,000 of the general fund—state appropriation for fiscal year 2020 and \$24,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to continue to convene and facilitate a food policy forum and to implement recommendations identified through the previous work of the food policy forum.

(a) The department shall coordinate implementation of the forum with the conservation commission and the office of farmland preservation.

(b) The director of the department and the director of the conservation commission shall jointly appoint

members of the forum, and no appointment may be made unless each director concurs in the appointment.

(c) In addition to members appointed by the directors, four legislators may serve on the food policy forum in an ex officio capacity. Legislative participants must be appointed as follows:

(i) The speaker of the house of representatives shall appoint one member from each of the two largest caucuses of the house of representatives; and

(ii) The majority leader and minority leader of the senate shall appoint one member from each of the two largest caucuses of the senate.

(d) Meetings of the forum may be scheduled by either the director of the department or the director of the conservation commission.

(e) Staffing for the forum must be provided by the department working jointly with staff from the conservation commission.

(f) The department and conservation commission shall jointly develop the agenda for each forum meeting as well as a report from the food policy forum. The report must contain recommendations and a workplan to implement the recommendations and must be delivered to the appropriate committees of the legislature and the governor by June 30, 2021.

(11) \$212,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5276 (hemp production). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(12) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to review and assist with agricultural economic development in southwest Washington. Funding is provided for the department to perform or contract for agricultural economic development services, including but not limited to grant application assistance, permitting assistance and coordination, and development of a food hub.

(13) \$250,000 of the aquatic lands enhancement account—state appropriation is provided solely to continue a shellfish coordinator position. The shellfish coordinator assists the industry with complying with regulatory requirements and will work with regulatory agencies to identify ways to streamline and make more transparent the permit process for establishing and maintaining shellfish operations.

(14) \$10,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the following activities:

(a) The department and the conservation commission must produce a gap analysis reviewing existing conservation grant programs and completed voluntary stewardship program plans to identify what technical

assistance and cost-share resources are needed to meet the requirements placed on those activities by the legislature.

(b)(i) The department, in collaboration with the conservation commission, must develop recommendations for legislation or additional work that may be needed to implement a sustainable farms and fields grant program that prioritizes funding based on net reduction of greenhouse gas emissions on farm, aquatic, or ranch lands, including carbon sequestration.

(ii) The recommendations must incorporate the gap analysis required by this section. The recommendations must include information about how the program can complement and avoid competing with existing conservation programs, and provide cost share benefits to existing and new programs designed to improve water quality, critical habitats, and soil health and soil-health research on farm, aquatic, or timber lands.

(iii) The recommendations must be developed with input from stakeholder meetings with representatives from the environmental and agricultural communities.

(c) The department and the conservation commission must provide an update to the appropriate committees of the legislature by August 1, 2019, and final recommendations by November 1, 2019.

(15) \$34,000 of the general fund—state appropriation for fiscal year 2020 and \$17,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Second Substitute House Bill No. 1579 (chinook abundance). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 310. FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM

Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State Appropriation	\$170,000
Pollution Liability Insurance Program Trust Account—State Appropriation	\$1,655,000
TOTAL APPROPRIATION	
\$1,825,000	

NEW SECTION. Sec. 311. FOR THE PUGET SOUND PARTNERSHIP

General Fund—State Appropriation (FY 2020)..	\$4,696,000
General Fund—State Appropriation (FY 2021)..	\$4,758,000
General Fund—Federal Appropriation	\$12,708,000
Aquatic Lands Enhancement Account—State Appropriation	\$1,441,000
Model Toxics Control Operating Account—State Appropriation	\$752,000
Pension Funding Stabilization Account—State Appropriation.....	\$276,000

TOTAL APPROPRIATION\$24,631,000

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

(1) By October 15, 2020, the Puget Sound partnership shall provide the governor and appropriate legislative fiscal committees a single, prioritized list of state agency 2021-2023 capital and operating budget requests related to Puget Sound restoration.

(2) \$1,111,000 of the general fund—state appropriation for fiscal year 2020 and \$1,111,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the partnership to implement a competitive, peer-reviewed process for soliciting, prioritizing, and funding research projects designed to advance scientific understanding of Puget Sound recovery. Solicitations and project selection for effectiveness monitoring will be organized and overseen by the Puget Sound ecosystem monitoring program. Initial projects will focus on implementation and effectiveness of Chinook recovery efforts, effectiveness of actions to restore shellfish beds, and implementation of priority studies of the Salish Sea marine survival project. Monitoring reports must be provided in context to the overall success and progress of Puget Sound recovery efforts.

(3) \$237,000 of the general fund—state appropriation for fiscal year 2020 and \$263,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for coordinating updates to the outdated Puget Sound chinook salmon recovery plan, provide support for adaptive management of local watershed chapters, and advance regional work on salmon and ecosystem recovery through local integrating organizations.

(4) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for additional monitoring and accountability actions in response to recommendations from the joint legislative audit and review committee.

**PART IV
TRANSPORTATION**

NEW SECTION. Sec. 401. FOR THE DEPARTMENT OF LICENSING

General Fund—State Appropriation (FY 2020) ..	\$5,424,000
General Fund—State Appropriation (FY 2021) ..	\$3,770,000
Architects' License Account—State Appropriation	\$1,454,000
Real Estate Commission Account—State Appropriation	\$13,263,000
Uniform Commercial Code Account—State Appropriation	\$2,922,000
Real Estate Education Program Account—State Appropriation	\$276,000

Real Estate Appraiser Commission Account—State	
Appropriation	\$1,743,000
Business and Professions Account—State Appropriation	
.....	\$24,752,000
Real Estate Research Account—State Appropriation	
.....	\$415,000
Firearms Range Account—State Appropriation	\$74,000
Landscape Architects' License Account—State	
Appropriation.....	\$58,000
Concealed Pistol License Renewal Notification	
Account—State Appropriation.....	\$140,000
Geologists' Account—State Appropriation.....	\$53,000
Pension Funding Stabilization Account—State	
Appropriation.....	\$96,000
Derelict Vessel Removal Account—State Appropriation	
.....	\$33,000
TOTAL	APPROPRIATION
.....	\$54,473,000

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

(1) Appropriations provided for the business and technology modernization project in this section are subject to the conditions, limitations, and review provided in section 719 of this act.

(2) \$72,000 of the real estate appraiser commission account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5480 (real estate appraisers). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(3) \$229,000 of the business and professions account—state appropriation is provided solely for implementation of Engrossed Senate Bill No. 5616 (manicuring for diabetics). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(4) \$144,000 of the business and professions account—state appropriation is provided solely for implementation of Senate Bill No. 5641 (uniform law on notarial acts). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(5) \$95,000 of the general fund—state appropriation for fiscal year 2020 and \$99,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to mail vessel registration renewal reminders.

(6) \$2,716,000 of the general fund—state appropriation for fiscal year 2020 and \$1,337,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the department to procure a commercial off-the-shelf solution to replace the legacy firearms system, and is subject to the conditions, limitations, and review provided in section 719 of this act.

NEW SECTION. Sec. 402. FOR THE WASHINGTON STATE PATROL

General Fund—State Appropriation (FY 2020)	
.....	\$56,301,000
General Fund—State Appropriation (FY 2021)	
.....	\$55,374,000
General Fund—Federal Appropriation	\$16,699,000
General Fund—Private/Local Appropriation	\$3,091,000
Death Investigations Account—State Appropriation	
.....	\$9,365,000
County Criminal Justice Assistance Account—State	
Appropriation	\$4,546,000
Municipal Criminal Justice Assistance Account—State	
Appropriation	\$1,641,000
Fire Service Trust Account—State Appropriation	\$131,000
Vehicle License Fraud Account—State Appropriation	
.....	\$119,000
Disaster Response Account—State Appropriation	
.....	\$8,000,000
Washington Internet Crimes Against Children	
Account—State Appropriation	\$1,500,000
Fire Service Training Account—State Appropriation	
.....	\$11,764,000
Model Toxics Control Operating Account—State	
Appropriation	\$588,000
Aquatic Invasive Species Management Account—State	
Appropriation	\$54,000
Fingerprint Identification Account—State	
Appropriation	\$16,405,000
Dedicated Marijuana Account—State Appropriation	
(FY 2020)	\$2,723,000
Dedicated Marijuana Account—State Appropriation	
(FY 2021)	\$2,523,000
Pension Funding Stabilization Account—State	
Appropriation	\$3,300,000
TOTAL	APPROPRIATION
.....	\$194,124,000

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

(1) \$8,000,000 of the disaster response account—state appropriation is provided solely for Washington state fire service resource mobilization costs incurred in response to an emergency or disaster authorized under RCW 43.43.960 through 43.43.964. The state patrol shall submit a report quarterly to the office of financial management and

the legislative fiscal committees detailing information on current and planned expenditures from this account. This work shall be done in coordination with the military department.

(2) \$2,878,000 of the fingerprint identification account—state appropriation is provided solely for the completion of the state patrol's plan to upgrade the criminal history system, and is subject to the conditions, limitations, and review provided in section 719 of this act.

(3) \$2,723,000 of the dedicated marijuana account—state appropriation for fiscal year 2020 and \$2,523,000 of the dedicated marijuana account—state appropriation for fiscal year 2021 are provided solely for the Washington state patrol's drug enforcement task force. The amounts in this subsection are provided solely for the following:

(a) \$2,423,000 of the dedicated marijuana account—state appropriation for fiscal year 2020 and \$2,423,000 of the dedicated marijuana account—state appropriation for fiscal year 2021 are provided solely for the Washington state patrol to partner with multi-jurisdictional drug and gang task forces to detect, deter, and dismantle criminal organizations involved in criminal activity including diversion of marijuana from the legalized market and the illicit production and distribution of marijuana and marijuana-related products in Washington state.

(b) \$300,000 of the dedicated marijuana account—state appropriation for fiscal year 2020 and \$100,000 of the dedicated marijuana account—state appropriation for fiscal year 2021 are provided solely for a case management system to serve as a repository for all information regarding criminal cases. This system must allow state patrol investigators to enter information and to search to provide patterns, trends, and links which will allow the state patrol to identify connections on criminal investigations including efforts to dismantle marijuana and other drug trafficking organizations by identifying their established networks, and is subject to the conditions, limitations, and review provided in section 719 of this act.

(4) \$479,000 of the general fund—state appropriation for fiscal year 2020 and \$255,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Substitute Senate Bill No. 5181 (invol. treatment procedures). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(5) \$13,000 of the general fund—state appropriation for fiscal year 2020 and \$2,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(6) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Senate Bill No. 5605 (marijuana misdemeanors). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(7) \$679,000 of the general fund—state appropriation for fiscal year 2020 and \$643,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for addressing a backlog of toxicology tests in the toxicology laboratory.

(8) \$1,500,000 of the Washington internet crimes against children account—state appropriation is provided solely for the missing and exploited children's task force within the patrol to help prevent possible abuse to children and other vulnerable citizens from sexual abuse.

(9) \$356,000 of the general fund—state appropriation for fiscal year 2020, \$356,000 of the general fund—state appropriation for fiscal year 2021, and \$298,000 of the death investigations account—state appropriations are provided solely for increased supply and maintenance costs for the crime laboratory division and toxicology laboratory division.

(10) \$5,770,000 of the general fund—state appropriation for fiscal year 2020, \$3,243,000 of the general fund—state appropriation for fiscal year 2021, and \$1,277,000 of the death investigations account—state appropriation are provided solely for implementation of Second Substitute House Bill No. 1166 (sexual assault). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(11) \$282,000 of the general fund—state appropriation for fiscal year 2020 and \$263,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1713 (Native American women). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(12) \$510,000 of the county criminal justice assistance account—state appropriation is provided solely for the Washington state patrol to support local police, sheriffs' departments, and multiagency task forces in the prosecution of criminals. However, the office of financial management must reduce the allotment of the amount provided in this subsection if allotment of the full appropriation will put the account into deficit.

(13) \$1,000,000 of the fire service training account—state appropriation is provided solely for the firefighter apprenticeship training program.

PART V

EDUCATION

NEW SECTION. Sec. 501. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund—State Appropriation (FY 2020)	\$30,861,000
General Fund—State Appropriation (FY 2021)	\$27,751,000
General Fund—Federal Appropriation.....	\$99,348,000
General Fund—Private/Local Appropriation	\$8,060,000
Washington Opportunity Pathways Account—State Appropriation	\$265,000

Dedicated Marijuana Account—State Appropriation	
(FY 2020).....	\$522,000
Dedicated Marijuana Account—State Appropriation	
(FY 2021).....	\$530,000
Pension Funding Stabilization Account—State Appropriation.....	\$2,126,000
Performance Audits of Government Account—State	
Appropriation.....	\$213,000
TOTAL	APPROPRIATION
.....	\$169,676,000

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

(1) BASE OPERATIONS AND EXPENSES OF THE OFFICE

(a) \$11,090,000 of the general fund—state appropriation for fiscal year 2020 and \$11,087,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the operation and expenses of the office of the superintendent of public instruction.

(i) The superintendent shall recognize the extraordinary accomplishments of four students who have demonstrated a strong understanding of the civics essential learning requirements to receive the Daniel J. Evans civic education award.

(ii) Districts shall report to the office of the superintendent of public instruction daily student unexcused absence data by school, using a uniform definition of unexcused absence as established by the superintendent.

(iii) By October 31st of each year, the office of the superintendent of public instruction shall produce an annual status report on implementation of the budget provisos in sections 501, 515, and 522 of this act. The status report of each proviso shall include, but not be limited to, the following information: Purpose and objective, number of state staff funded by the proviso, number of contractors, status of proviso implementation, number of beneficiaries by year, list of beneficiaries, a comparison of budgeted funding and actual expenditures, other sources and amounts of funding, and proviso outcomes and achievements.

(iv) The superintendent of public instruction, in consultation with the secretary of state, shall update the program prepared and distributed under RCW 28A.230.150 for the observation of temperance and good citizenship day to include providing an opportunity for eligible students to register to vote at school.

(v) Districts shall annually report to the office of the superintendent of public instruction on: (A) The annual number of graduating high school seniors within the district earning the Washington state seal of biliteracy provided in RCW 28A.300.575; and (B) the number of high school students earning competency-based high school credits for world languages by demonstrating proficiency in a language other than English. The office of the superintendent of public

instruction shall provide a summary report to the office of the governor and the appropriate committees of the legislature by December 1st of each year.

(b) \$857,000 of the general fund—state appropriation for fiscal year 2020 and \$857,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for maintenance of the apportionment system, including technical staff and the data governance working group.

(c) \$2,300,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for activities associated with the implementation of chapter 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic education) within the amounts provided in this subsection (1)(c), up to \$300,000 is for the office of the superintendent of public instruction to review the use of local revenues for compliance with enrichment requirements, including the preballot approval of enrichment levy spending plans approved by the superintendent of public instruction, and any supplemental contracts entered into under RCW 28A.400.200.

(d) \$494,000 of the general fund—state appropriation for fiscal year 2020 and \$494,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of chapter 240, Laws of 2010, including staffing the office of equity and civil rights.

(e) \$61,000 of the general fund—state appropriation for fiscal year 2020 and \$61,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the ongoing work of the education opportunity gap oversight and accountability committee.

(f) \$61,000 of the general fund—state appropriation for fiscal year 2020 and \$61,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of chapter 380, Laws of 2009 (enacting the interstate compact on educational opportunity for military children).

(g) \$265,000 of the Washington opportunity pathways account—state appropriation is provided solely for activities related to public schools other than common schools authorized under chapter 28A.710 RCW.

(h) Within amounts appropriated in this section, the office of the superintendent of public instruction and the state board of education shall adopt a rule that the minimum number of students to be used for public reporting and federal accountability purposes is ten.

(i) \$123,000 of the general fund—state appropriation for fiscal year 2020 and \$123,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 163, Laws of 2012 (foster care outcomes). The office of the superintendent of public instruction shall annually report each December on the implementation of the state's plan of cross-system collaboration to promote educational stability and improve education outcomes of foster youth.

(j) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 178, Laws of 2012 (open K-12 education resources).

(k) \$14,000 of the general fund—state appropriation for fiscal year 2020 and \$14,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 242, Laws of 2013 (state-tribal education compacts).

(l) \$131,000 of the general fund—state appropriation for fiscal year 2020, \$131,000 of the general fund—state appropriation for fiscal year 2021, and \$213,000 of the performance audits of government account—state appropriation are provided solely for the office of the superintendent of public instruction to perform on-going program reviews of alternative learning experience programs, dropout reengagement programs, and other high risk programs. Findings from the program reviews will be used to support and prioritize the office of the superintendent of public instruction outreach and education efforts that assist school districts in implementing the programs in accordance with statute and legislative intent, as well as to support financial and performance audit work conducted by the office of the state auditor.

(m) \$117,000 of the general fund—state appropriation for fiscal year 2020 and \$117,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 3, Laws of 2015 1st sp. sess. (computer science).

(n) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 237, Laws of 2017 (paraeducators).

(o) \$235,000 of the general fund—state appropriation for fiscal year 2020 and \$235,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of native education to increase services to tribes, including but not limited to, providing assistance to tribes and school districts to implement Since Time Immemorial, applying to become tribal compact schools, convening the Washington state native American education advisory committee, and extending professional learning opportunities to provide instruction in tribal history, culture, and government.

(p) \$175,000 of the general fund—state appropriation for fiscal year 2020 and \$175,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to promote the financial literacy of students. The effort will be coordinated through the financial literacy public-private partnership.

(q) \$75,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for staff at the office of the superintendent of public instruction to coordinate and promote efforts to develop integrated

math, science, technology, and engineering programs in schools and districts across the state.

(r) \$481,000 of the general fund—state appropriation for fiscal year 2020 and \$481,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for additional full-time equivalent staff to support the work of the safety net committee and to provide training and support to districts applying for safety net awards.

(s) The superintendent of public instruction must study and make recommendations for how Washington can make dual credit enrollment cost-free to students who are enrolled in running start, college in the high school, advanced placement, international baccalaureate, or other qualifying dual credit programs within existing basic education apportionments. While developing recommendations, the superintendent must collaborate and consult with K-12 and higher education stakeholders with expertise in dual credit instruction, transcription, and costs. The superintendent shall report the recommendations to the education policy and operating budget committees of the legislature by November 1, 2019. The recommendations must, at a minimum, consider:

(i) How to increase dual credit offerings and access for students that aligns with the student's high school and beyond plan and provides a pathway to education and training after high school, including careers, professional-technical education, apprenticeship, a college degree, or military service, among others.

(ii) How to ensure transfer of college credits earned by dual credit students to/among institutions of higher education.

(iii) How basic education funding will be used to provide for fees, books, and other direct costs charged by institutions of higher education and K-12 districts.

(iv) How K-12 and postsecondary institutions will equitably expand dual credit opportunities for students.

(v) How K-12 and postsecondary institutions will ensure coordinated advising and support services for students enrolled in, or considering enrollment in, dual credit programs.

(t) \$44,000 of the general fund—state appropriation for fiscal year 2020 and \$44,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to pay for services for space in the state data center and networking charges.

(u) \$46,000 of the general fund—state appropriation for fiscal year 2020 and \$46,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a new server and backup application due to the move to the state data center.

(v) \$55,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the consolidated technology services to host the office's web site and for web site maintenance and support services.

(w) Districts shall report to the office the results of each collective bargaining agreement for certificated staff within their district using a uniform template as required by the superintendent, within thirty days of finalizing contracts. The data must include but is not limited to: Minimum and maximum base salaries, supplemental salary information, and average percent increase for all certificated instructional staff. Within existing resources by December 1st of each year, the office shall produce a report for the legislative evaluation and accountability program committee summarizing the district level collective bargaining agreement data.

(x) The office shall review and update the guidelines "prohibiting discrimination in Washington public schools," which must include religious accommodations. Students' sincerely held religious beliefs and practices must be reasonably accommodated with respect to all examinations and other requirements to successfully complete coursework.

(2) DATA SYSTEMS

(a) \$1,802,000 of the general fund—state appropriation for fiscal year 2020 and \$1,802,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementing a comprehensive data system to include financial, student, and educator data, including development and maintenance of the comprehensive education data and research system (CEDARS).

(b) \$1,221,000 of the general fund—state appropriation for fiscal year 2020 and \$1,221,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for K-20 telecommunications network technical support in the K-12 sector to prevent system failures and avoid interruptions in school utilization of the data processing and video-conferencing capabilities of the network. These funds may be used to purchase engineering and advanced technical support for the network.

(c) \$450,000 of the general fund—state appropriation for fiscal year 2020 and \$450,000 of the general fund—state appropriation for fiscal year 2021 are provided for the superintendent of public instruction to develop and implement a statewide accountability system to address absenteeism and to improve student graduation rates. The system must use data to engage schools and districts in identifying successful strategies and systems that are based on federal and state accountability measures. Funding may also support the effort to provide assistance about successful strategies and systems to districts and schools that are underperforming in the targeted student subgroups.

(3) WORK GROUPS

(a) \$335,000 of the general fund—state appropriation for fiscal year 2020 and \$335,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 206, Laws of 2018 (career and college readiness).

(b) \$200,000 of the general fund—state appropriation for fiscal year 2020 and \$200,000 of the general fund—state appropriation for fiscal year 2021 are provided for the office of the superintendent of public instruction to meet statutory obligations related to the provision of medically and scientifically accurate, age-appropriate, and inclusive sexual health education as authorized by chapter 206, Laws of 1988 (AIDS omnibus act) and chapter 265, Laws of 2007 (healthy youth act).

(c) The office of the superintendent of public instruction, in collaboration with the department of social and health services developmental disabilities administration and division of vocational rehabilitation, shall explore the development of an implementation plan to build statewide capacity among school districts to improve transition planning for students in special education who meet criteria for services from the developmental disabilities administration, and shall provide all school districts with an opportunity to participate. The plan shall be submitted in compliance with RCW 43.01.036 by November 1, 2018, and the final report must be submitted by November 1, 2020, to the governor and appropriate legislative committees.

(d) \$40,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the legislative youth advisory council. The council of statewide members advises legislators on issues of importance to youth.

(e) \$118,000 of the general fund—state appropriation for fiscal year 2020 and \$118,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 75, Laws of 2018 (dyslexia).

(f) \$183,000 of the general fund—state appropriation for fiscal year 2020 and \$48,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Engrossed Substitute House Bill No. 1130 (pub. school language access). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(g) \$200,000 of the general fund—state appropriation for fiscal year 2020 and \$200,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute Senate Bill No. 5082 (social emotional learning). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(h)(i)(A) Within amounts provided in this section, the office of the superintendent of public instruction shall convene a work group to:

(I) Review provisions related to sexual health education in the health and physical education learning standards adopted in 2016;

(II) Review existing sexual health education curricula in use in the state for the purpose of identifying gaps or potential inconsistencies with the health and physical education learning standards;

(III) Consider revisions to sexual health education provisions in statute; and

(IV) Consider the merits and challenges associated with requiring all public schools offer comprehensive sexual health education to students in all grades by September 1, 2022. For purposes of this subsection (h), "comprehensive sexual health education" means instruction in sexual health that, at a minimum, is evidence-informed, medically and scientifically accurate, age appropriate, and inclusive for all students.

(B) In meeting the requirements of this subsection (h), the work group shall consult with a broad array of stakeholders representing diverse opinions.

(ii) The work group shall consist of the following members:

(A) The superintendent of public instruction or the superintendent's designee;

(B) Three representatives of school districts recommended by the Washington state school directors' association. To the extent possible, the school district representatives must reflect a diversity of student enrollment, geographic location, and urban, suburban, and rural locations;

(C) Three school principals recommended by an association of Washington school principals, one each representing an elementary school, a middle school, and a high school. The three principals must represent the geographic diversity of urban, suburban, and rural locations;

(D) Three public school health educators recommended by an association of Washington educators, one each representing grades kindergarten through five, grades six through eight, and grades nine through twelve. The three public school health educators must represent the geographic diversity of urban, suburban, and rural locations;

(E) Three public health officials, at least two of whom are local public health officials with expertise in developing or presenting comprehensive sexual health education materials and resources, as recommended by the Washington state department of health. The three public health officials must represent the geographic diversity of urban, suburban, and rural locations; and

(F) Three parents recommended in accordance with this subsection (3)(h)(ii)(F), one with a child enrolled in a public school west of the crest of the Cascade mountain range, one with a child enrolled in a public school east of the crest of the Cascade mountain range, and one with a child enrolled in a public school who is also receiving special education services. The recommendation for a parent of a public school student receiving special education services must be made by an association of parents, teachers, and students that focuses on the needs of students receiving special education services. The recommendation for the other parents under this subsection must be made by an association of parents, teachers, and students.

(iii) The office of the superintendent of public instruction shall submit findings and recommendations required by this section to the state board of education, the department of health, and, in accordance with RCW

43.01.036, the education committees of the house of representatives and the senate by December 1, 2019.

(iv)(A) The office of the superintendent of public instruction and the Washington state school directors' association, shall collaborate with department of health to conduct a data survey of the availability of sexual health education in public schools and relevant health measures in those schools. All school districts shall submit to the office of the superintendent of public instruction, through the Washington school health profiles survey, or other reporting mechanisms, the curricula used in the district to teach sexual health education. The data survey must include a list of the schools within the boundaries of each school district that offer sexual health education and in which grade levels, and the curricula used to teach sexual health education, as reported according to RCW 28A.300.475(7). In addition, the data shall include, for each school district and inclusive of any charter schools that may be within the boundaries of the school district, the rate of teen pregnancy, sexually transmitted infections, suicide, depression, and adverse childhood experiences in each of the previous five years for which data is available. To the extent that the data allows, the information shall be collected by school district, inclusive of any charter schools that may be within the boundaries of the school district. To the extent allowed by existing data sources, the information must be disaggregated by age, race, ethnicity, free and reduced lunch eligibility, sexual orientation, gender identity and expression, and geography, including school district population density, and conveyed, to the maximum extent possible, in a manner that complies with WAC 392-117-060. The data survey may combine multiple years of data if necessary to comply with student privacy requirements.

(B) The office of the superintendent of public instruction shall utilize the information collected from the data survey to inform the work group established in (f) of this subsection. The office, in accordance with RCW 43.01.036, shall submit the data survey to the committees of the legislature with jurisdiction over matters related to education and health care and the governor by December 1, 2019.

(4) STATEWIDE PROGRAMS

(a) \$2,590,000 of the general fund—state appropriation for fiscal year 2020 and \$2,590,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Washington kindergarten inventory of developing skills. State funding shall support statewide administration and district implementation of the inventory under RCW 28A.655.080.

(b) \$703,000 of the general fund—state appropriation for fiscal year 2020 and \$703,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 72, Laws of 2016 (educational opportunity gap).

(c) \$950,000 of the general fund—state appropriation for fiscal year 2020 and \$950,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Washington reading corps. The superintendent shall allocate reading corps members to

schools identified for comprehensive or targeted support and school districts that are implementing comprehensive, proven, research-based reading programs. Two or more schools may combine their Washington reading corps programs.

(d) \$909,000 of the general fund—state appropriation for fiscal year 2020 and \$909,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to implement chapter 18, Laws of 2013 2nd sp. sess. (strengthening student educational outcomes).

(e) \$10,000 of the general fund—state appropriation for fiscal year 2020 and \$10,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for chapter 102, Laws of 2014 (biteracy seal).

(f)(i) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for school bullying and harassment prevention activities.

(ii) \$15,000 of the general fund—state appropriation for fiscal year 2020 and \$15,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 240, Laws of 2016 (school safety).

(iii) \$1,268,000 of the general fund—state appropriation for fiscal year 2020 and \$1,268,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to educational service districts for implementation of Second Substitute House Bill No. 1216 (school safety and well-being). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(iv) \$196,000 of the general fund—state appropriation for fiscal year 2020 and \$196,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the school safety center within the office of the superintendent of public instruction.

(A) Within the amounts provided in this subsection (4)(f)(iv), \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a school safety program to provide school safety training for all school administrators and school safety personnel. The school safety center advisory committee shall develop and revise the training program, using the best practices in school safety.

(B) Within the amounts provided in this subsection (4)(f)(iv), \$96,000 of the general fund—state appropriation for fiscal year 2020 and \$96,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for administration of the school safety center. The safety center shall act as an information dissemination and resource center when an incident occurs in a school district in Washington or in another state, coordinate activities relating to school safety, review and approve manuals and curricula used for school safety models and training, and maintain a school safety information web site.

(g)(i) \$162,000 of the general fund—state appropriation for fiscal year 2020 and \$162,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for youth suicide prevention activities.

(ii) \$204,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for implementation of chapter 202, Laws of 2017 (children's mental health).

(iii) \$20,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for implementation of chapter 175, Laws of 2018 (children's mental health services).

(iv) \$76,000 of the general fund—state appropriation for fiscal year 2020 and \$76,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 64, Laws of 2018 (sexual abuse of students).

(h)(i) \$280,000 of the general fund—state appropriation for fiscal year 2020, \$280,000 of the general fund—state appropriation for fiscal year 2021, and \$1,052,000 of the dedicated marijuana account—state appropriation are provided solely for dropout prevention, intervention, and reengagement programs, including the jobs for America's graduates (JAG) program, dropout prevention programs that provide student mentoring, and the building bridges statewide program. Students in the foster care system or who are homeless shall be given priority by districts offering the jobs for America's graduates program. The office of the superintendent of public instruction shall convene staff representatives from high schools to meet and share best practices for dropout prevention. Of these amounts, \$522,000 of the dedicated marijuana account—state appropriation for fiscal year 2020, and \$530,000 of the dedicated marijuana account—state appropriation for fiscal year 2021 are provided solely for the building bridges statewide program.

(ii) \$293,000 of the general fund—state appropriation for fiscal year 2020 and \$293,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to support district implementation of comprehensive guidance and planning programs in support of high-quality high school and beyond plans consistent with RCW 28A.230.090.

(iii) \$178,000 of the general fund—state appropriation for fiscal year 2020 and \$178,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 291, Laws of 2017 (truancy reduction efforts).

(i) Sufficient amounts are appropriated in this section for the office of the superintendent of public instruction to create a process and provide assistance to school districts in planning for future implementation of the summer knowledge improvement program grants.

(j) \$369,000 of the general fund—state appropriation for fiscal year 2020 and \$358,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for the implementation of Second Substitute House Bill No. 1424 (CTE course equivalencies). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(k) \$400,000 of the general fund—state appropriation for fiscal year 2020 and \$196,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1599 (high school graduation reqs.). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(l) \$60,000 of the general fund—state appropriation for fiscal year 2020, \$60,000 of the general fund—state appropriation for fiscal year 2021, and \$680,000 of the general fund—federal appropriation are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1139 (educator workforce supply). Of the amounts provided in this subsection, \$680,000 of the general fund—federal appropriation is provided solely for title II SEA state-level activities to implement section 103 of Engrossed Second Substitute House Bill No. 1139 relating to the regional recruiters program. If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(m) \$66,000 of the general fund—state appropriation for fiscal year 2020 and \$60,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to evaluate and implement best practices and procedures for ensuring that student lunch periods include a seated lunch duration of at least twenty minutes. The office of the superintendent of public instruction shall, through an application-based process, select six public schools to serve as demonstration sites. Of the amounts provided in this subsection:

(i) \$30,000 of the general fund—state appropriation for fiscal year 2020 and \$30,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for annual grant awards of \$5,000 each provided to the six school districts selected to serve as school demonstration sites;

(ii) \$20,000 of the general fund—state appropriation for fiscal year 2020 and \$20,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to hire a consultant with expertise in nutrition programs to oversee the demonstration projects and provide technical support;

(iii) \$10,000 of the general fund—state appropriation for fiscal year 2020 and \$10,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to provide technical support to the demonstration sites and report its findings and recommendations to the education committees of the house of representatives and the senate by June 30, 2021; and

(iv) \$6,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the Washington state school directors' association, in consultation with the office of the superintendent of public instruction, to adopt

and make publicly available by February 14, 2020, a model policy and procedure that school districts may use to ensure that student lunch periods include a seated lunch duration of at least twenty minutes. In developing the model policy and procedure, the Washington state school directors' association shall, to the extent appropriate and feasible, incorporate pertinent recommendations from the office of the state auditor.

(n) \$25,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to publish a list of schools and districts that are not complying with RCW 28A.325.010 and 28A.325.050. The office must publish the list no later than December 30, 2020. Within amounts appropriated in this subsection, the office of the superintendent of public instruction must:

(i) Collaborate with associated student body executive boards statewide regarding district policies to reduce the extracurricular opportunity gap.

(ii) Require school districts to collect and report to the associated student body executive board the 2018-19 school year data related to students in possession of associated student body cards and student participation in school-based athletic programs by January 15, 2020. School districts with more than one high school must provide each high school's associated student body executive board only the data from each associated student body executive board's respective high school.

(A) Each school district with a high school must collect and publish on its website the following school-level data from each high school for the 2018-19 school year by January 15, 2020, for the 2019-20 school year by April 15, 2020, and for the 2020-21 school year by April 15, 2021:

(I) The number of high school students who are eligible to participate in the federal free and reduced-price meals program;

(II) The purchase amount of an associated student body card for high school students;

(III) The discounted purchase amount of an associated student body card for high school students who are eligible to participate in the federal free and reduced-price meals program;

(IV) Athletic program participation fees and any discounted fees for high school students who are eligible to participate in the federal free and reduced-price meals program;

(V) The number of high school students who possess an associated student body card;

(VI) The number of high school students who are eligible to participate in the federal free and reduced-price meals program and possess an associated student body card;

(VII) The number of high school students participating in an athletic program; and

(VIII) The number of high school students participating in an athletic program who are eligible to participate in the federal free and reduced-price meals program.

(B) The data for the April 2020 and April 2021 reports must include at least two weeks of data from the beginning of spring athletics season.

(C) The office of the superintendent of public instruction must provide support to ensure that all districts comply with the data reporting requirements in this subsection.

(D) No later than January 15, 2020, the office of the superintendent of public instruction must publish a list of schools and districts that are not complying with RCW 28A.325.050.

(o) \$60,000 of the general fund—state appropriation for fiscal year 2020 and \$60,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to collect and monitor restraint and isolation data pursuant to chapter 206, Laws of 2015, and to provide training, technical assistance, and other support to schools and districts to reduce the use of restraint and isolation.

(p) \$225,000 of the general fund—state appropriation in fiscal year 2020 and \$225,000 of the general fund—state appropriation in fiscal year 2021 are provided solely for the office of the superintendent of public instruction to develop or expand a mentoring program for persons employed as educational interpreters in public schools. Funds provided under this section may only be used for recruiting, hiring, and training persons to be employed by Washington sensory disability services who must provide mentoring services in different geographic regions of the state, with the dual goals of: Providing services, beginning with the 2019-20 school year, to any requesting school district; and assisting persons in the timely and successful achievement of performance standards for educational interpreters.

(q) \$150,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the office of the superintendent of public instruction to create a series of articles, videos, and educational curriculum on the history of agriculture in Washington state, including the role and impact of indigenous and immigrant farmers. The materials must be made available for free to schools, educators, and students. The office may collaborate with other agencies or entities in order to create the educational materials.

(r) \$61,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for implementation of Substitute Senate Bill No. 5023 (ethnic studies). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(s) \$63,000 of the general fund—state appropriation for fiscal year 2020 and \$7,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute Senate Bill

No. 5497 (immigrants in the workplace). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(t) Within existing resources, the office shall consult with the Washington student achievement council to adopt rules pursuant to Senate Bill No. 5088 (computer science).

(u) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to conduct a pilot program in five school districts of a dropout early warning and intervention data system as defined in RCW 28A.175.074, to identify students beginning in grade eight who are at risk of not graduating from high school and require additional supports. The system at a minimum must measure attendance, behavior, and course performance. The office of the superintendent of public instruction must report to the appropriate committees of the legislature the progress of all participating schools by December 15, 2020.

(v) Within existing resources, the office shall implement Substitute Senate Bill No. 5324 (homeless student support).

NEW SECTION. Sec. 502. FOR THE STATE BOARD OF EDUCATION

General Fund—State Appropriation (FY 2020)	\$.1,353,000
General Fund—State Appropriation (FY 2021)	\$.1,371,000
Washington Opportunity Pathways Account—State	
Appropriation.....	\$322,000
TOTAL APPROPRIATION	
\$3,046,000	

The appropriations in this section are subject to the following conditions and limitations: \$1,353,000 of the general fund—state appropriation for fiscal year 2020 and \$1,371,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the operation and expenses of the state board of education, including basic assistance activities. Within these amounts provided in this subsection, \$179,000 of the general fund—state appropriation for fiscal year 2020 and \$173,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1599 (high school graduation reqs.). If the bill is not enacted by June 30, 2019, those amounts provided in this subsection shall lapse.

(a) \$322,000 of the Washington opportunity pathways account—state appropriation is provided solely for the state board of education to provide assistance to public schools other than common schools authorized under chapter 28A.710 RCW.

NEW SECTION. Sec. 503. FOR THE PROFESSIONAL EDUCATOR STANDARDS BOARD

General Fund—State Appropriation (FY 2020)	\$.3,839,000
General Fund—State Appropriation (FY 2021)	.....\$15,771,000

TOTAL	APPROPRIATION
.....	\$19,610,000

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

(1) \$2,834,000 of the general fund—state appropriation for fiscal year 2020 and \$2,887,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to the professional educator standards board for the following:

(a) Within the amounts provided in this subsection (1), \$1,612,000 of the general fund—state appropriation for fiscal year 2020 and \$1,665,000 of the general fund—state appropriation for fiscal year 2021 are for the operation and expenses of the Washington professional educator standards board including implementation of chapter 172, Laws of 2017 (educator prep. data/PESB).

(b) Within the amounts provided in this subsection (1), \$600,000 of the general fund—state appropriation for fiscal year 2020 and \$600,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for grants to improve preservice teacher training and funding of alternate routes to certification programs administered by the professional educator standards board.

Within the amounts provided in this subsection (1)(b), up to \$500,000 of the general fund—state appropriation for fiscal year 2020 and up to \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided for grants to public or private colleges of education in Washington state to develop models and share best practices for increasing the classroom teaching experience of preservice training programs.

(c) Within the amounts provided in this subsection (1), \$622,000 of the general fund—state appropriation for fiscal year 2020 and \$622,000 of the general fund—state appropriation for fiscal year 2021 are provided for the recruiting Washington teachers program with priority given to programs that support bilingual teachers, teachers from populations that are underrepresented, and English language learners. Of the amounts provided in this subsection (1)(c), \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation and expansion of the bilingual educator initiative pilot project established under RCW 28A.180.120.

(2) \$272,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1139 (educator workforce supply). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

(3) \$662,000 of the general fund—state appropriation for fiscal year 2020 and \$12,663,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 237, Laws of 2017 (paraeducators).

(a) Of the amount in this subsection, \$12,001,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for grants to districts to provide two days of training in the fundamental course of study to all paraeducators. Funds in this subsection are provided solely for reimbursement to school districts that provide two days of training in the fundamental course of study to paraeducators during the 2019-20 school year.

(b) No later than December 1, 2020, the professional educator standards board must submit a report to the legislature including the following:

(i) The total number of trainings that districts provided;

(ii) The number of paraeducators that completed the training, by district; and

(iii) The total expenditures reimbursed to school districts, by district.

NEW SECTION. Sec. 504. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GENERAL APPORTIONMENT

General Fund—State	Appropriation (FY 2020)
.....	\$8,752,402,000

General Fund—State	Appropriation (FY 2021)
.....	\$9,137,269,000

Education Legacy Trust Account—State	Appropriation
.....	\$1,345,730,000

TOTAL	APPROPRIATION
.....	\$19,235,401,000

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

(1)(a) 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.

(b) For the 2019-20 and 2020-21 school years, the superintendent shall allocate general apportionment funding to school districts as provided in the funding formulas and salary allocations in sections 504 and 505 of this act, excluding (c) of this subsection.

(c) From July 1, 2019, to August 31, 2019, the superintendent shall allocate general apportionment funding to school districts programs as provided in sections 502 and 503, chapter 299, Laws of 2018.

(d) The enrollment of any district shall be the annual average number of full-time equivalent students and part-time students as provided in RCW 28A.150.350, enrolled on the fourth day of school in September and on the first school day of each month October through June, including students who are in attendance pursuant to RCW 28A.335.160 and 28A.225.250 who do not reside within the servicing school district. Any school district concluding its basic education program in May must report the enrollment of the last school day held in May in lieu of a June enrollment.

(e)(i) Funding provided in part V of this act is sufficient to provide each full-time equivalent student with the minimum hours of instruction required under RCW 28A.150.220.

(ii) The office of the superintendent of public instruction shall align the agency rules defining a full-time equivalent student with the increase in the minimum instructional hours under RCW 28A.150.220, as amended by the legislature in 2014.

(f) The superintendent shall adopt rules requiring school districts to report full-time equivalent student enrollment as provided in RCW 28A.655.210.

(g) For the 2019-20 and 2020-21 school years, school districts must report to the office of the superintendent of public instruction the monthly actual average district-wide class size across each grade level of kindergarten, first grade, second grade, and third grade classes. The superintendent of public instruction shall report this information to the education and fiscal committees of the house of representatives and the senate by September 30th of each year.

(2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

Allocations for certificated instructional staff salaries for the 2019-20 and 2020-21 school years are determined using formula-generated staff units calculated pursuant to this subsection.

(a) Certificated instructional staff units, as defined in RCW 28A.150.410, shall be allocated to reflect the minimum class size allocations, requirements, and school prototypes assumptions as provided in RCW 28A.150.260. The superintendent shall make allocations to school districts based on the district's annual average full-time equivalent student enrollment in each grade.

(b) Additional certificated instructional staff units provided in this subsection (2) that exceed the minimum requirements in RCW 28A.150.260 are enhancements outside the program of basic education, except as otherwise provided in this section.

(c)(i) The superintendent shall base allocations for each level of prototypical school, including those at which more than fifty percent of the students were eligible for free and reduced-price meals in the prior school year, on the following regular education average class size of full-time equivalent students per teacher, except as provided in (c)(ii) of this subsection:

General education class size:

Grade	RCW 28A.150.260	2019-20 School Year	2020-21 School Year
Grade K		17.00	17.00

Grade 1	17.00	17.00
Grade 2	17.00	17.00
Grade 3	17.00	17.00
Grade 4	27.00	27.00
Grades 5-6	27.00	27.00
Grades 7-8	28.53	28.53
Grades 9-12	28.74	28.74

The superintendent shall base allocations for: Laboratory science average class size as provided in RCW 28A.150.260; career and technical education (CTE) class size of 23.0; and skill center program class size of 20.0.

(ii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher planning period, expressed as a percentage of a teacher work day, is 13.42 percent in grades K-6, and 16.67 percent in grades 7-12; and

(iii) Advanced placement and international baccalaureate courses are funded at the same class size assumptions as general education schools in the same grade; and

(d)(i) Funding for teacher librarians, school nurses, social workers, school psychologists, and guidance counselors is allocated based on the school prototypes as provided in RCW 28A.150.260 and is considered certificated instructional staff, except as provided in (d)(ii) of this subsection.

(ii)(A) For the twenty schools with the lowest overall school score for all students in the 2018-19 school year, as determined by the Washington school improvement framework among elementary schools, middle schools, and other schools not serving students up to twelfth grade, having enrollments greater than one hundred fifty students, in addition to the allocation under (d)(i) of this subsection the superintendent shall allocate additional funding for guidance counselors for each level of prototypical school as follows:

	Elementary	Middle
Guidance counselors	0.307	0.512

To receive additional allocations under this subsection, a school eligible to receive the allocation must have demonstrated actual staffing for guidance counselors for its prototypical school level that meets or exceeds the staffing for guidance counselors in (d)(i) of this subsection and this subsection (2)(d)(ii)(A) for its prototypical school level. School districts must distribute the additional guidance counselors allocation in this subsection to the schools that generate the allocation. The enhancement within this subsection is not part of the state's program of basic education.

(B) Students in approved career and technical education and skill center programs generate certificated instructional staff units to provide for the services of teacher librarians, school nurses, social workers, school psychologists, and guidance counselors at the following combined rate per 1000 student full-time equivalent enrollment:

	2019-20	2020-21
	School Year	School Year
Career and Technical Education	3.07	3.07
Skill Center	3.41	3.41

(3) ADMINISTRATIVE STAFF ALLOCATIONS

(a) Allocations for school building-level certificated administrative staff salaries for the 2019-20 and 2020-21 school years for general education students are determined using the formula generated staff units calculated pursuant to this subsection. The superintendent shall make allocations to school districts based on the district's annual average full-time equivalent enrollment in each grade. The following prototypical school values shall determine the allocation for principals, assistant principals, and other certificated building level administrators:

Prototypical School Building:	
Elementary School	1.253
Middle School	1.353
High School	1.880

(b) Students in approved career and technical education and skill center programs generate certificated school building-level administrator staff units at per student rates that are a multiple of the general education rate in (a) of this subsection by the following factors: Career and Technical Education students 1.025
Skill Center students 1.198

(4) CLASSIFIED STAFF ALLOCATIONS

Allocations for classified staff units providing school building-level and district-wide support services for the 2019-20 and 2020-21 school years are determined using the formula-generated staff units provided in RCW 28A.150.260 and pursuant to this subsection, and adjusted based on each district's annual average full-time equivalent student enrollment in each grade.

(5) CENTRAL OFFICE ALLOCATIONS

In addition to classified and administrative staff units allocated in subsections (3) and (4) of this section, classified and administrative staff units are provided for the 2019-20 and 2020-21 school years for the central office

administrative costs of operating a school district, at the following rates:

(a) The total central office staff units provided in this subsection (5) are calculated by first multiplying the total number of eligible certificated instructional, certificated administrative, and classified staff units providing school-based or district-wide support services, as identified in RCW 28A.150.260(6)(b) and the increased allocations provided pursuant to subsections (2) and (4) of this section, by 5.3 percent.

(b) Of the central office staff units calculated in (a) of this subsection, 74.53 percent are allocated as classified staff units, as generated in subsection (4) of this section, and 25.47 percent shall be allocated as administrative staff units, as generated in subsection (3) of this section.

(c) Staff units generated as enhancements outside the program of basic education to the minimum requirements of RCW 28A.150.260, and staff units generated by skill center and career-technical students, are excluded from the total central office staff units calculation in (a) of this subsection.

(d) For students in approved career-technical and skill center programs, central office classified units are allocated at the same staff unit per student rate as those generated for general education students of the same grade in this subsection (5), and central office administrative staff units are allocated at staff unit per student rates that exceed the general education rate established for students in the same grade in this subsection (5) by 12.51 percent in the 2019-20 school year and 12.53 percent in the 2020-21 school year for career and technical education students, and 17.84 percent in the 2019-20 school year and 17.86 percent in the 2020-21 school year for skill center students.

(6) FRINGE BENEFIT ALLOCATIONS

Fringe benefit allocations shall be calculated at a rate of 23.80 percent in the 2019-20 school year and 23.80 percent in the 2020-21 school year for certificated salary allocations provided under subsections (2), (3), and (5) of this section, and a rate of 24.33 percent in the 2019-20 school year and 24.33 percent in the 2020-21 school year for classified salary allocations provided under subsections (4) and (5) of this section.

(7) INSURANCE BENEFIT ALLOCATIONS

Insurance benefit allocations shall be calculated at the rates specified in section 506 of this act, based on the number of benefit units determined as follows:

(a) Until December 31, 2019:

(i) The number of certificated staff units determined in subsections (2), (3), and (5) of this section; and

(ii) The number of classified staff units determined in subsections (4) and (5) of this section.

(b) Beginning January 1, 2020, and for the 2020-21 school year, the number of calculated benefit units determined below. Calculated benefit units are staff units multiplied by the benefit allocation factors established in the

collective bargaining agreement referenced in section 938 of this act. These factors are intended to adjust allocations so that, for the purpose of distributing insurance benefits, full-time equivalent employees may be calculated on the basis of 630 hours of work per year, with no individual employee counted as more than one full-time equivalent. The number of benefit units is determined as follows:

(i) The number of certificated staff units determined in subsections (2), (3), and (5) of this section multiplied by 1.02; and

(ii) The number of classified staff units determined in subsections (4) and (5) of this section multiplied by 1.43.

(c) For health benefits payments to the health care authority for benefits provided to school employees in January 2020, school districts must provide payment to the health care authority within three business days of receiving the January 2020 allocation for insurance benefits. The health care authority and office of the superintendent of public instruction must coordinate with school districts to enable timely payment to the health care authority consistent with this subsection.

(8) MATERIALS, SUPPLIES, AND OPERATING COSTS (MSOC) ALLOCATIONS

Funding is allocated per annual average full-time equivalent student for the materials, supplies, and operating costs (MSOC) incurred by school districts, consistent with the requirements of RCW 28A.150.260.

(a)(i) MSOC funding for general education students are allocated at the following per student rates:

MSOC RATES/STUDENT FTE

MSOC Component	2019-20 School Year	2020-21 School Year
Technology	\$135.91	\$138.75
Utilities and Insurance	\$369.29	\$377.04
Curriculum and Textbooks	\$145.92	\$148.99
Other Supplies	\$289.00	\$295.07
Library Materials	\$20.79	\$21.23
Instructional Professional Development for Certified and Classified Staff	\$22.57	\$23.04
Facilities Maintenance	\$182.94	\$186.79

Security and Office	Central	\$126.74	\$129.41
TOTAL BASIC EDUCATION MSOC/STUDENT FTE		\$1,293.16	\$1,320.32

(ii) For the 2019-20 school year and 2020-21 school year, as part of the budget development, hearing, and review process required by chapter 28A.505 RCW, each school district must disclose: (A) The amount of state funding to be received by the district under (a) and (d) of this subsection (8); (B) the amount the district proposes to spend for materials, supplies, and operating costs; (C) the difference between these two amounts; and (D) if (A) of this subsection (8)(a)(ii) exceeds (B) of this subsection (8)(a)(ii), any proposed use of this difference and how this use will improve student achievement.

(b) Students in approved skill center programs generate per student FTE MSOC allocations of \$1,529.98 for the 2019-20 school year and \$1,562.11 for the 2020-21 school year.

(c) Students in approved exploratory and preparatory career and technical education programs generate per student FTE MSOC allocations of \$1,529.98 for the 2019-20 school year and \$1,562.11 for the 2020-21 school year.

(d) Students in grades 9-12 generate per student FTE MSOC allocations in addition to the allocations provided in (a) through (c) of this subsection at the following rate:

MSOC Component	2019-20 School Year	2020-21 School Year
Technology	\$39.08	\$39.90
Curriculum and Textbooks	\$42.63	\$43.53
Other Supplies	\$83.04	\$84.79
Library Materials	\$5.78	\$5.90
Instructional Professional Development for Certified and Classified Staff	\$7.11	\$7.25
TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE	\$177.64	\$181.37

(9) SUBSTITUTE TEACHER ALLOCATIONS

For the 2019-20 and 2020-21 school years, funding for substitute costs for classroom teachers is based on four (4) funded substitute days per classroom teacher unit generated under subsection (2) of this section, at a daily substitute rate of \$151.86.

(10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

(a) Amounts provided in this section from July 1, 2019, to August 31, 2019, are adjusted to reflect provisions of chapter 299, Laws of 2018 (allocation of funding for students enrolled in alternative learning experiences).

(b) The superintendent of public instruction shall require all districts receiving general apportionment funding for alternative learning experience (ALE) programs as defined in WAC 392-121-182 to provide separate financial accounting of expenditures for the ALE programs offered in district or with a provider, including but not limited to private companies and multidistrict cooperatives, as well as accurate, monthly headcount and FTE enrollment claimed for basic education, including separate counts of resident and nonresident students.

(11) DROPOUT REENGAGEMENT PROGRAM

The superintendent shall adopt rules to require students claimed for general apportionment funding based on enrollment in dropout reengagement programs authorized under RCW 28A.175.100 through 28A.175.115 to meet requirements for at least weekly minimum instructional contact, academic counseling, career counseling, or case management contact. Districts must also provide separate financial accounting of expenditures for the programs offered by the district or under contract with a provider, as well as accurate monthly headcount and full-time equivalent enrollment claimed for basic education, including separate enrollment counts of resident and nonresident students.

(12) ALL DAY KINDERGARTEN PROGRAMS

Funding in this section is sufficient to fund all day kindergarten programs in all schools in the 2019-20 school year and 2020-21 school year, pursuant to RCW 28A.150.220 and 28A.150.315.

(13) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND NECESSARY PLANTS

For small school districts and remote and necessary school plants within any district which have been judged to be remote and necessary by the superintendent of public instruction, additional staff units are provided to ensure a minimum level of staffing support. Additional administrative and certificated instructional staff units provided to districts in this subsection shall be reduced by the general education staff units, excluding career and technical education and skills center enhancement units, otherwise provided in subsections (2) through (5) of this section on a per district basis.

(a) For districts enrolling not more than twenty-five average annual full-time equivalent students in grades K-8, and for small school plants within any school district which have been judged to be remote and necessary by the superintendent of public instruction and enroll not more than twenty-five average annual full-time equivalent students in grades K-8:

(i) For those enrolling no students in grades 7 and 8, 1.76 certificated instructional staff units and 0.24 certificated administrative staff units for enrollment of not more than five students, plus one-twentieth of a certificated

instructional staff unit for each additional student enrolled; and

(ii) For those enrolling students in grades 7 or 8, 1.68 certificated instructional staff units and 0.32 certificated administrative staff units for enrollment of not more than five students, plus one-tenth of a certificated instructional staff unit for each additional student enrolled;

(b) For specified enrollments in districts enrolling more than twenty-five but not more than one hundred average annual full-time equivalent students in grades K-8, and for small school plants within any school district which enroll more than twenty-five average annual full-time equivalent students in grades K-8 and have been judged to be remote and necessary by the superintendent of public instruction:

(i) For enrollment of up to sixty annual average full-time equivalent students in grades K-6, 2.76 certificated instructional staff units and 0.24 certificated administrative staff units; and

(ii) For enrollment of up to twenty annual average full-time equivalent students in grades 7 and 8, 0.92 certificated instructional staff units and 0.08 certificated administrative staff units;

(c) For districts operating no more than two high schools with enrollments of less than three hundred average annual full-time equivalent students, for enrollment in grades 9-12 in each such school, other than alternative schools, except as noted in this subsection:

(i) For remote and necessary schools enrolling students in any grades 9-12 but no more than twenty-five average annual full-time equivalent students in grades K-12, four and one-half certificated instructional staff units and one-quarter of a certificated administrative staff unit;

(ii) For all other small high schools under this subsection, nine certificated instructional staff units and one-half of a certificated administrative staff unit for the first sixty average annual full-time equivalent students, and additional staff units based on a ratio of 0.8732 certificated instructional staff units and 0.1268 certificated administrative staff units per each additional forty-three and one-half average annual full-time equivalent students;

(iii) Districts receiving staff units under this subsection shall add students enrolled in a district alternative high school and any grades nine through twelve alternative learning experience programs with the small high school enrollment for calculations under this subsection;

(d) For each nonhigh school district having an enrollment of more than seventy annual average full-time equivalent students and less than one hundred eighty students, operating a grades K-8 program or a grades 1-8 program, an additional one-half of a certificated instructional staff unit;

(e) For each nonhigh school district having an enrollment of more than fifty annual average full-time equivalent students and less than one hundred eighty students, operating a grades K-6 program or a grades 1-6

program, an additional one-half of a certificated instructional staff unit;

(f)(i) For enrollments generating certificated staff unit allocations under (a) through (e) of this subsection, one classified staff unit for each 2.94 certificated staff units allocated under such subsections;

(ii) For each nonhigh school district with an enrollment of more than fifty annual average full-time equivalent students and less than one hundred eighty students, an additional one-half of a classified staff unit; and

(g) School districts receiving additional staff units to support small student enrollments and remote and necessary plants under this subsection (13) shall generate additional MSOC allocations consistent with the nonemployee related costs (NERC) allocation formula in place for the 2010-11 school year as provided section 502, chapter 37, Laws of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually for inflation.

(14) Any school district board of directors may petition the superintendent of public instruction by submission of a resolution adopted in a public meeting to reduce or delay any portion of its basic education allocation for any school year. The superintendent of public instruction shall approve such reduction or delay if it does not impair the district's financial condition. Any delay shall not be for more than two school years. Any reduction or delay shall have no impact on levy authority pursuant to RCW 84.52.0531 and local effort assistance pursuant to chapter 28A.500 RCW.

(15) The superintendent may distribute funding for the following programs outside the basic education formula during fiscal years 2020 and 2021 as follows:

(a) \$650,000 of the general fund—state appropriation for fiscal year 2020 and \$650,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for fire protection for school districts located in a fire protection district as now or hereafter established pursuant to chapter 52.04 RCW.

(b) \$436,000 of the general fund—state appropriation for fiscal year 2020 and \$436,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for programs providing skills training for secondary students who are enrolled in extended day school-to-work programs, as approved by the superintendent of public instruction. The funds shall be allocated at a rate not to exceed \$500 per full-time equivalent student enrolled in those programs.

(16) Funding in this section is sufficient to fund a maximum of 1.6 FTE enrollment for skills center students pursuant to chapter 463, Laws of 2007.

(17) Students participating in running start programs may be funded up to a combined maximum enrollment of 1.2 FTE including school district and institution of higher education enrollment consistent with the running start course requirements provided in chapter 202, Laws of 2015 (dual credit education opportunities). In calculating the combined 1.2 FTE, the office of the superintendent of public

instruction may average the participating student's September through June enrollment to account for differences in the start and end dates for courses provided by the high school and higher education institution. Additionally, the office of the superintendent of public instruction, in consultation with the state board for community and technical colleges, the student achievement council, and the education data center, shall annually track and report to the fiscal committees of the legislature on the combined FTE experience of students participating in the running start program, including course load analyses at both the high school and community and technical college system.

(18) If two or more school districts consolidate and each district was receiving additional basic education formula staff units pursuant to subsection (13) of this section, the following apply:

(a) For three school years following consolidation, the number of basic education formula staff units shall not be less than the number of basic education formula staff units received by the districts in the school year prior to the consolidation; and

(b) For the fourth through eighth school years following consolidation, the difference between the basic education formula staff units received by the districts for the school year prior to consolidation and the basic education formula staff units after consolidation pursuant to subsection (13) of this section shall be reduced in increments of twenty percent per year.

(19)(a) Indirect cost charges by a school district to approved career and technical education middle and secondary programs shall not exceed the lesser of five percent or the cap established in federal law of the combined basic education and career and technical education program enhancement allocations of state funds. Middle and secondary career and technical education programs are considered separate programs for funding and financial reporting purposes under this section.

(b) Career and technical education program full-time equivalent enrollment shall be reported on the same monthly basis as the enrollment for students eligible for basic support, and payments shall be adjusted for reported career and technical education program enrollments on the same monthly basis as those adjustments for enrollment for students eligible for basic support.

(20) Funding in this section is sufficient to provide full general apportionment payments to school districts eligible for federal forest revenues as provided in RCW 28A.520.020. For the 2019-2021 biennium, general apportionment payments are not reduced for school districts receiving federal forest revenues.

NEW SECTION. Sec. 505. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION EMPLOYEE COMPENSATION

(1) The following calculations determine the salaries used in the state allocations for certificated instructional, certificated administrative, and classified staff units as

provided in RCW 28A.150.260, and under section 504 of this act: For the 2019-20 school year and the 2020-21 school year salary allocations for certificated instructional staff, certificated administrative staff, and classified staff units are determined for each school district by multiplying the statewide minimum salary allocation for each staff type by the school district's regionalization factor shown in LEAP Document 3.

Statewide Minimum Salary Allocation

Staff Type	2019-20	2020-21
	School Year	School Year
Certificated Instructional	\$66,520	\$67,917
Certificated Administrative	\$98,741	\$100,815
Classified	\$47,720	\$48,722

(2) For the purposes of this section, "LEAP Document 3" means the school district regionalization factors for certificated instructional, certificated administrative, and classified staff, as developed by the legislative evaluation and accountability program committee on December 10, 2018, at 8:24 hours.

(3) Incremental fringe benefit factors are applied to salary adjustments at a rate of 23.16 percent for school year 2019-20 and 23.16 percent for school year 2020-21 for certificated instructional and certificated administrative staff and 20.83 percent for school year 2019-20 and 20.83 percent for the 2020-21 school year for classified staff.

(4) The salary allocations established in this section are for allocation purposes only except as provided in this subsection, and do not entitle an individual staff position to a particular paid salary except as provided in RCW 28A.400.200, as amended by chapter 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic education).

NEW SECTION. Sec. 506. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL EMPLOYEE COMPENSATION ADJUSTMENTS

General Fund—State Appropriation (FY 2020)	\$379,041,000
General Fund—State Appropriation (FY 2021)	\$726,648,000
TOTAL APPROPRIATION	\$1,105,689,000

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

(1) The salary increases provided in this section are 2.0 percent for the 2019-20 school year, and 2.1 percent for

the 2020-21 school year, the annual inflationary adjustments pursuant to RCW 28A.400.205.

(2) In addition to salary allocations specified in this subsection (1) funding in this subsection includes two days of professional learning for each of the funded full-time equivalent certificated instructional staff units in school year 2019-20, and three days of professional learning for each of the funded full-time equivalent certificated instructional staff units in school year 2020-21. Nothing in this section entitles an individual certificated instructional staff to any particular number of professional learning days.

(3)(a) The appropriations in this section include associated incremental fringe benefit allocations at 23.16 percent for the 2019-20 school year and 23.16 percent for the 2020-21 school year for certificated instructional and certificated administrative staff and 20.83 percent for the 2019-20 school year and 20.83 percent for the 2020-21 school year for classified staff.

(b) The appropriations in this section include the increased or decreased portion of salaries and incremental fringe benefits for all relevant state-funded school programs in part V of this act. Changes for general apportionment (basic education) are based on the salary allocations and methodology in sections 504 and 505 of this act. Changes for special education result from changes in each district's basic education allocation per student. Changes for educational service districts and institutional education programs are determined by the superintendent of public instruction using the methodology for general apportionment salaries and benefits in sections 504 and 505 of this act. Changes for pupil transportation are determined by the superintendent of public instruction pursuant to RCW 28A.160.192, and impact compensation factors in sections 504, 505, and 506 of this act.

(c) The appropriations in this section include no salary adjustments for substitute teachers.

(4) The appropriations in this section are sufficient to fund the collective bargaining agreement referenced in section 938 of this act and reflect the incremental change in cost of allocating rates as follows:

(a) For the 2019-20 school year, \$973.00 per month from September 1, 2019, to December 31, 2019, \$994 per month from January 1, 2020, to June 30, 2020, and \$1,056 per month from July 1, 2020, to August 31, 2020; and

(b) For the 2020-21 school year, \$1,056 per month.

(5) When bargaining for funding for school employees health benefits for the 2021-2023 fiscal biennium, any proposal agreed upon must assume the imposition of 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 be collected in addition to the member premium payment.

(6) The rates specified in this section are subject to revision each year by the legislature.

(7) \$1,226,000 of the general fund—state appropriation for fiscal year 2020 and \$2,763,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for changes to the special education cost multiplier as specified in Engrossed Second Substitute Senate Bill No. 5091 (special education funding).

NEW SECTION. Sec. 507. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION

General Fund—State Appropriation (FY 2020)	\$614,906,000
General Fund—State Appropriation (FY 2021)	\$615,788,000
TOTAL APPROPRIATION	\$1,230,694,000

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 2019-20 and 2020-21 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, 2019, to August 31, 2019, the superintendent shall allocate funding to school districts programs for the transportation of students as provided in section 505, chapter 299, Laws of 2018.

(3) Within amounts appropriated in this section, up to \$10,000,000 of the general fund—state appropriation for fiscal year 2020 and up to \$10,000,000 of the general fund—state appropriation for fiscal year 2021 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 this fiscal year 2020 appropriation and a maximum of \$939,000 of the fiscal year 2021 appropriation may be expended for regional transportation coordinators and related activities. The transportation coordinators shall ensure that data submitted by school districts for state transportation funding shall, to the greatest extent practical, reflect the actual transportation activity of each district.

(5) Subject to available funds under this section, school districts may provide student transportation for summer skills center programs.

(6) The office of the superintendent of public instruction shall provide reimbursement funding to a school district for school bus purchases only after the superintendent of public instruction determines that the school bus was purchased from the list established pursuant to RCW 28A.160.195(2) or a comparable competitive bid process based on the lowest price quote based on similar bus categories to those used to establish the list pursuant to RCW 28A.160.195.

(7) The superintendent of public instruction shall base depreciation payments for school district buses on the presales tax five-year average of lowest bids in the appropriate category of bus. In the final year on the depreciation schedule, the depreciation payment shall be based on the lowest bid in the appropriate bus category for that school year.

(8) Funding levels in this section reflect waivers granted by the state board of education for four-day school weeks as allowed under RCW 28A.305.141.

(9) The office of the superintendent of public instruction shall annually disburse payments for bus depreciation in August.

NEW SECTION. Sec. 508. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL FOOD SERVICE PROGRAMS

General Fund—State Appropriation (FY 2020)	..\$7,230,000
General Fund—State Appropriation (FY 2021)	..\$7,230,000
General Fund—Federal Appropriation	.....\$537,178,000
TOTAL APPROPRIATION	.....\$551,638,000

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

(1) \$7,111,000 of the general fund—state appropriation for fiscal year 2020 and \$7,111,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for state matching money for federal child nutrition programs, and may support the meals for kids program through the following allowable uses:

(a) Elimination of breakfast copays for eligible public school students and lunch copays for eligible public school students in grades kindergarten through third grade who are eligible for reduced-price lunch;

(b) Assistance to school districts and authorized public and private nonprofit organizations for supporting summer food service programs, and initiating new summer food service programs in low-income areas;

(c) Reimbursements to school districts for school breakfasts served to students eligible for free and reduced-price lunch, pursuant to chapter 287, Laws of 2005; and

(d) Assistance to school districts in initiating and expanding school breakfast programs.

(2) The office of the superintendent of public instruction shall report annually to the fiscal committees of the legislature on annual expenditures in subsection (1)(a) through (c) of this section.

(3) The superintendent of public instruction shall provide the department of health with the following data, where available, for all nutrition assistance programs that are funded by the United States department of agriculture and administered by the office of the superintendent of public instruction. The superintendent must provide the report for the preceding federal fiscal year by February 1, 2020, and February 1, 2021. The report must provide:

(a) The number of people in Washington who are eligible for the program;

(b) The number of people in Washington who participated in the program;

(c) The average annual participation rate in the program;

(d) Participation rates by geographic distribution; and

(e) The annual federal funding of the program in Washington.

(4) \$119,000 of the general fund—state appropriation for fiscal year 2020 and \$119,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 271, Laws of 2018 (school meal payment) to increase the number of schools participating in the federal community eligibility program and to support breakfast after the bell programs authorized by the legislature that have adopted the community eligibility provision.

NEW SECTION. Sec. 509. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SPECIAL EDUCATION PROGRAMS

General Fund—State Appropriation (FY 2020)	\$1,402,262,000
General Fund—State Appropriation (FY 2021)	\$1,501,646,000
General Fund—Federal Appropriation	\$499,428,000
Education Legacy Trust Account—State Appropriation	\$54,694,000
Pension Funding Stabilization Account—State Appropriation	\$20,000
TOTAL APPROPRIATION	\$3,458,050,000

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

(1)(a) Funding for special education programs is provided on an excess cost basis, pursuant to RCW 28A.150.390. School districts shall ensure that special

education students as a class receive their full share of the general apportionment allocation accruing through sections 504 and 506 of this act. To the extent a school district cannot provide an appropriate education for special education students under chapter 28A.155 RCW through the general apportionment allocation, it shall provide services through the special education excess cost allocation funded in this section.

(b) Funding provided within this section is sufficient for districts to provide school principals and lead special education teachers annual professional development on the best-practices for special education instruction and strategies for implementation. Districts shall annually provide a summary of professional development activities to the office of the superintendent of public instruction.

(2)(a) The superintendent of public instruction shall ensure that:

(i) Special education students are basic education students first;

(ii) As a class, special education students are entitled to the full basic education allocation; and

(iii) Special education students are basic education students for the entire school day.

(b) The superintendent of public instruction shall continue to implement the full cost method of excess cost accounting, as designed by the committee and recommended by the superintendent, pursuant to section 501(1)(k), chapter 372, Laws of 2006.

(3) Each 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.

(4)(a) For the 2019-20 and 2020-21 school years, the superintendent shall allocate funding to school district programs for special education students as provided in RCW 28A.150.390 as amended by chapter 266, Laws of 2018 (basic education), except that the calculation of the base allocation also includes allocations provided under section 504 (2) and (4) of this act and RCW 28A.150.415, which enhancement is within the program of basic education.

(b) From July 1, 2019, to August 31, 2019, the superintendent shall allocate funding to school district programs for special education students as provided in section 507, chapter 299, Laws of 2018.

(5) The following applies throughout this section: The definitions for enrollment and enrollment percent are as specified in RCW 28A.150.390(3). Each district's general fund—state funded special education enrollment shall be the lesser of the district's actual enrollment percent or 13.5 percent.

(6) At the request of any interdistrict cooperative of at least 15 districts in which all excess cost services for special education students of the districts are provided by the cooperative, the maximum enrollment percent shall be calculated in accordance with RCW 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate rather than individual district units. For purposes of this subsection, the

average basic education allocation per full-time equivalent student shall be calculated in the aggregate rather than individual district units.

(7) \$71,253,000 of the general fund—state appropriation for fiscal year 2020, \$87,253,000 of the general fund—state appropriation for fiscal year 2021, and \$29,574,000 of the general fund—federal appropriation are provided solely for safety net awards for districts with demonstrated needs for special education funding beyond the amounts provided in subsection (4) of this section. If the federal safety net awards based on the federal eligibility threshold exceed the federal appropriation in this subsection (7) in any fiscal year, the superintendent shall expend all available federal discretionary funds necessary to meet this need. At the conclusion of each school year, the superintendent shall recover safety net funds that were distributed prospectively but for which districts were not subsequently eligible.

(a) For the 2019-20 and 2020-21 school years, safety net funds shall be awarded by the state safety net oversight committee as provided in section 109(1) chapter 548, Laws of 2009 (education).

(b) The office of the superintendent of public instruction shall make award determinations for state safety net funding in August of each school year, except that the superintendent of public instruction shall make award determinations for state safety net funding in July of each school year for the Washington state school for the blind and for the center for childhood deafness and hearing loss. Determinations on school district eligibility for state safety net awards shall be based on analysis of actual expenditure data from the current school year.

(8) A maximum of \$931,000 may be expended from the general fund—state appropriations to fund 5.43 full-time equivalent teachers and 2.1 full-time equivalent aides at children's orthopedic hospital and medical center. This amount is in lieu of money provided through the home and hospital allocation and the special education program.

(9) The superintendent shall maintain the percentage of federal flow-through to school districts at 85 percent. In addition to other purposes, school districts may use increased federal funds for high-cost students, for purchasing regional special education services from educational service districts, and for staff development activities particularly relating to inclusion issues.

(10) A school district may carry over from one year to the next year up to 10 percent of the general fund—state funds allocated under this program; however, carryover funds shall be expended in the special education program.

(11) \$50,000 of the general fund—state appropriation for fiscal year 2020, \$50,000 of the general fund—state appropriation for fiscal year 2021, and \$100,000 of the general fund—federal appropriation are provided solely for a special education family liaison position within the office of the superintendent of public instruction.

(12) \$30,746,000 of the general fund—state appropriation for fiscal year 2020 and \$46,425,000 of the

general fund—state appropriation for fiscal year 2021 are provided solely for changes to the special education cost multiplier as specified in Engrossed Second Substitute Senate Bill No. 5091 (special education funding).

(13) \$10,000,000 of the general fund—state appropriation for fiscal year 2020 and \$15,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to support professional development in inclusionary practices for classroom teachers. The primary form of support to public school classroom teachers must be for mentors who are experts in best practices for inclusive education, differentiated instruction, and individualized instruction. Funding for mentors must be prioritized to the public schools with the highest percentage of students with individualized education programs aged six through twenty-one who spend the least amount of time in general education classrooms.

NEW SECTION. Sec. 510. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE DISTRICTS

General Fund—State Appropriation (FY 2020)	\$12,869,000
General Fund—State Appropriation (FY 2021)	\$12,948,000
TOTAL	APPROPRIATION
.....	\$25,817,000

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

(1) The educational service districts shall continue to furnish financial services required by the superintendent of public instruction and RCW 28A.310.190 (3) and (4).

(2) Funding within this section is provided for regional professional development related to mathematics and science curriculum and instructional strategies aligned with common core state standards and next generation science standards. Funding shall be distributed among the educational service districts in the same proportion as distributions in the 2007-2009 biennium. Each educational service district shall use this funding solely for salary and benefits for a certificated instructional staff with expertise in the appropriate subject matter and in professional development delivery, and for travel, materials, and other expenditures related to providing regional professional development support.

(3) The educational service districts, at the request of the state board of education pursuant to RCW 28A.310.010 and 28A.305.130, may receive and screen applications for school accreditation, conduct school accreditation site visits pursuant to state board of education rules, and submit to the state board of education post-site visit recommendations for school accreditation. The educational service districts may assess a cooperative service fee to recover actual plus reasonable indirect costs for the purposes of this subsection.

NEW SECTION. Sec. 511. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR LOCAL EFFORT ASSISTANCE

General Fund—State Appropriation (FY 2020)	\$365,560,000
General Fund—State Appropriation (FY 2021)	\$389,331,000
TOTAL	APPROPRIATION
	\$754,891,000

The appropriations in this section are subject to the following conditions and limitations: \$17,010,000 of the general fund—state appropriation for fiscal year 2020 and \$44,586,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for changes to the levy and levy equalization system as specified in either Substitute House Bill No. 2140 or Engrossed Substitute Senate Bill No. 5313 (K-12 education funding). If neither bill is enacted by June 30, 2019, these amounts shall lapse. Included in these amounts are hold harmless local effort assistance payments. In calendar years 2020 and 2021, in each calendar year a school district will receive an amount equal to number A minus number B if number A is greater than number B. For purposes of this section:

(1) "Number A" is the sum of the local effort assistance and enrichment levy a district would have received under law as it existed on January 1, 2019.

(2) "Number B" is the sum of the local effort assistance and enrichment levy a district receives under Substitute House Bill No. 2140 (K-12 education funding), if the district's levy collections were the lesser of the maximum dollar amount that may be levied at twenty percent of the district's levy base or its voter approved levy amount in calendar year 2018.

NEW SECTION. Sec. 512. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR INSTITUTIONAL EDUCATION PROGRAMS

General Fund—State Appropriation (FY 2020)	\$15,886,000
General Fund—State Appropriation (FY 2021)	\$16,461,000
TOTAL	APPROPRIATION
	\$32,347,000

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

(1) Each general fund—state 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) State funding provided under this section is based on salaries and other expenditures for a 220-day school year. The superintendent of public instruction shall monitor school district expenditure plans for institutional education programs to ensure that districts plan for a full-time summer program.

(3) State funding for each institutional education program shall be based on the institution's annual average full-time equivalent student enrollment. Staffing ratios for each category of institution shall remain the same as those funded in the 1995-97 biennium.

(4) The funded staffing ratios for education programs for juveniles age 18 or less in department of corrections facilities shall be the same as those provided in the 1997-99 biennium.

(5) \$701,000 of the general fund—state appropriation for fiscal year 2020 and \$701,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to maintain at least one certificated instructional staff and related support services at an institution whenever the K-12 enrollment is not sufficient to support one full-time equivalent certificated instructional staff to furnish the educational program. The following types of institutions are included: Residential programs under the department of social and health services for developmentally disabled juveniles, programs for juveniles under the department of corrections, programs for juveniles under the juvenile rehabilitation administration, and programs for juveniles operated by city and county jails.

(6) \$1,066,000 of the general fund—state appropriation for fiscal year 2020 and \$1,661,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to increase the capacity of institutional education programs to differentiate instruction to meet students' unique educational needs. Those needs may include but are not limited to one-on-one instruction, enhanced access to counseling for social emotional needs of the student, and services to identify the proper level of instruction at the time of student entry into the facility.

(7) \$100,000 of the general fund—state appropriation in fiscal year 2020 and \$100,000 of the general fund—state appropriation in fiscal year 2021 are provided solely to support one student records coordinator in the Issaquah school district to manage the transmission of academic records with the Echo Glen children's center.

(8) Ten percent of the funds allocated for the institution may be carried over from one year to the next.

NEW SECTION. Sec. 513. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PROGRAMS FOR HIGHLY CAPABLE STUDENTS

General Fund—State Appropriation (FY 2020)	\$30,490,000
General Fund—State Appropriation (FY 2021)	\$31,551,000
TOTAL	APPROPRIATION
	\$62,041,000

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 2019-20 and 2020-21 school years, the superintendent shall allocate funding to school district programs for highly capable students as provided in RCW 28A.150.260(10)(c) except that allocations must be based on 5.0 percent of each school district's full-time equivalent enrollment. In calculating the allocations, the superintendent

shall assume the following: (i) Additional instruction of 2.1590 hours per week per funded highly capable program student; (ii) fifteen highly capable program students per teacher; (iii) 36 instructional weeks per year; (iv) 900 instructional hours per teacher; and (v) the compensation rates as provided in sections 505 and 506 of this act.

(b) From July 1, 2019, to August 31, 2019, the superintendent shall allocate funding to school districts programs for highly capable students as provided in section 511, chapter 299, Laws of 2018.

NEW SECTION. Sec. 514. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR MISCELLANEOUS—EVERY STUDENT SUCCEEDS ACT

General Fund—Federal Appropriation \$5,802,000
TOTAL APPROPRIATION \$5,802,000

NEW SECTION. Sec. 515. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—EDUCATION REFORM PROGRAMS

General Fund—State Appropriation (FY 2020) \$134,185,000
General Fund—State Appropriation (FY 2021) \$135,807,000
General Fund—Federal Appropriation \$96,576,000
General Fund—Private/Local Appropriation \$1,450,000
Education Legacy Trust Account—State Appropriation \$1,636,000
Pension Funding Stabilization Account—State Appropriation \$765,000
TOTAL APPROPRIATION \$370,419,000

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

(1) ACCOUNTABILITY

(a) \$26,975,000 of the general fund—state appropriation for fiscal year 2020, \$26,975,000 of the general fund—state appropriation for fiscal year 2021, \$1,350,000 of the education legacy trust account—state appropriation, and \$15,868,000 of the general fund—federal appropriation are provided solely for development and implementation of the Washington state assessment system.

(b) \$14,352,000 of the general fund—state appropriation for fiscal year 2020 and \$14,352,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 159, Laws of 2013 (K-12 education - failing schools).

(c) Within the amounts provided in this section, the superintendent of public instruction shall obtain an existing student assessment inventory tool that is free and openly licensed and distribute the tool to every school district. Each school district shall use the student assessment inventory tool to identify all state-level and district-level assessments

that are required of students. The state-required assessments should include: Reading proficiency assessments used for compliance with RCW 28A.320.202; the required statewide assessments under chapter 28A.655 RCW in grades three through eight and at the high school level in English language arts, mathematics, and science, as well as the practice and training tests used to prepare for them; and the high school end-of-course exams in mathematics under RCW 28A.655.066. District-required assessments should include: The second grade reading assessment used to comply with RCW 28A.300.320; interim smarter balanced assessments, if required; the measures of academic progress assessment, if required; and other required interim, benchmark, or summative standardized assessments, including assessments used in social studies, the arts, health, and physical education in accordance with RCW 28A.230.095, and for educational technology in accordance with RCW 28A.655.075. The assessments identified should not include assessments used to determine eligibility for any categorical program including the transitional bilingual instruction program, learning assistance program, highly capable program, special education program, or any formative or diagnostic assessments used solely to inform teacher instructional practices, other than those already identified. By October 15th of each year, each district shall report to the superintendent the amount of student time in the previous school year that is spent taking each assessment identified. By December 15th of each even numbered calendar year, the superintendent shall summarize the information reported by the school districts and report to the education committees of the house of representatives and the senate.

(2) EDUCATOR CONTINUUM

(a) \$72,124,000 of the general fund—state appropriation for fiscal year 2020 and \$73,619,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the following bonuses for teachers who hold valid, unexpired certification from the national board for professional teaching standards and who are teaching in a Washington public school, subject to the following conditions and limitations:

(i) For national board certified teachers, a bonus of \$5,505 per teacher in the 2019-20 school year and a bonus of \$5,621 per teacher in the 2020-21 school year;

(ii) An additional \$5,000 annual bonus shall be paid to national board certified teachers who teach in either: (A) High schools where at least 50 percent of student headcount enrollment is eligible for federal free or reduced-price lunch, (B) middle schools where at least 60 percent of student headcount enrollment is eligible for federal free or reduced-price lunch, or (C) elementary schools where at least 70 percent of student headcount enrollment is eligible for federal free or reduced-price lunch;

(iii) The superintendent of public instruction shall adopt rules to ensure that national board certified teachers meet the qualifications for bonuses under (b) of this subsection for less than one full school year receive bonuses in a prorated manner. All bonuses in this subsection will be paid in July of each school year. Bonuses in this subsection

shall be reduced by a factor of 40 percent for first year NBPTS certified teachers, to reflect the portion of the instructional school year they are certified; and

(iv) During the 2019-20 and 2020-21 school years, and within available funds, certificated instructional staff who have met the eligibility requirements and have applied for certification from the national board for professional teaching standards may receive a conditional loan of two thousand dollars or the amount set by the office of the superintendent of public instruction to contribute toward the current assessment fee, not including the initial up-front candidacy payment. The fee shall be an advance on the first annual bonus under RCW 28A.405.415. The conditional loan is provided in addition to compensation received under a district's salary allocation and shall not be included in calculations of a district's average salary and associated salary limitation under RCW 28A.400.200. Recipients who fail to receive certification after fully exhausting all years of candidacy as set by the national board for professional teaching standards are required to repay the conditional loan. The office of the superintendent of public instruction shall adopt rules to define the terms for initial grant of the assessment fee and repayment, including applicable fees. To the extent necessary, the superintendent may use revenues from the repayment of conditional loan scholarships to ensure payment of all national board bonus payments required by this section in each school year.

(b) \$3,418,000 of the general fund—state appropriation for fiscal year 2020 and \$3,418,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of a new performance-based evaluation for certificated educators and other activities as provided in chapter 235, Laws of 2010 (education reform) and chapter 35, Laws of 2012 (certificated employee evaluations).

(c) \$477,000 of the general fund—state appropriation for fiscal year 2020 and \$477,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the leadership internship program for superintendents, principals, and program administrators.

(d) \$810,000 of the general fund—state appropriation for fiscal year 2020 and \$810,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the development of a leadership academy for school principals and administrators. The superintendent of public instruction shall contract with an independent organization to operate a state-of-the-art education leadership academy that will be accessible throughout the state. Semiannually the independent organization shall report on amounts committed by foundations and others to support the development and implementation of this program. Leadership academy partners shall include the state level organizations for school administrators and principals, the superintendent of public instruction, the professional educator standards board, and others as the independent organization shall identify.

(e) \$10,500,000 of the general fund—state appropriation for fiscal year 2020 and \$10,500,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for a beginning educator support program. The program shall prioritize first year educators in the mentoring program. School districts and/or regional consortia may apply for grant funding. The program provided by a district and/or regional consortia shall include: A paid orientation; assignment of a qualified mentor; development of a professional growth plan for each beginning educator aligned with professional certification; release time for mentors and new educators to work together; and educator observation time with accomplished peers. Funding may be used to provide statewide professional development opportunities for mentors and beginning educators.

(f) \$4,000,000 of the general fund—state appropriation for fiscal year 2020 and \$4,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the provision of training for teachers, principals, and principal evaluators in the performance-based teacher principal evaluation program.

NEW SECTION. Sec. 516. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITIONAL BILINGUAL PROGRAMS

General Fund—State Appropriation (FY 2020)	\$201,330,000
General Fund—State Appropriation (FY 2021)	\$210,659,000
General Fund—Federal Appropriation.....	\$102,242,000
Pension Funding Stabilization Account—State Appropriation.....	\$4,000
TOTAL APPROPRIATION	\$514,235,000

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 2019-20 and 2020-21 school years, the superintendent shall allocate funding to school districts for transitional bilingual programs under RCW 28A.180.010 through 28A.180.080, including programs for exited students, as provided in RCW 28A.150.260(10)(b) and the provisions of this section. In calculating the allocations, the superintendent shall assume the following averages: (i) Additional instruction of 4.7780 hours per week per transitional bilingual program student in grades kindergarten through six and 6.7780 hours per week per transitional bilingual program student in grades seven through twelve in school years 2019-20 and 2020-21; (ii) additional instruction of 3.0000 hours per week in school years 2019-20 and 2020-21 for the head count number of students who have exited the transitional bilingual instruction program within the previous two years based on their performance on the English proficiency assessment; (iii) fifteen transitional bilingual program students per teacher; (iv) 36 instructional weeks per year; (v) 900 instructional hours per teacher; and

(vi) the compensation rates as provided in sections 505 and 506 of this act. Pursuant to RCW 28A.180.040(1)(g), the instructional hours specified in (a)(ii) of this subsection (2) are within the program of basic education.

(b) From July 1, 2019, to August 31, 2019, the superintendent shall allocate funding to school districts for transitional bilingual instruction programs as provided in section 514, chapter 299, Laws of 2018.

(3) The superintendent may withhold allocations to school districts in subsection (2) of this section solely for the central provision of assessments as provided in RCW 28A.180.090 (1) and (2) up to the following amounts: 1.97 percent for school year 2019-20 and 1.95 percent for school year 2020-21.

(4) The general fund—federal appropriation in this section is for migrant education under Title I Part C and English language acquisition, and language enhancement grants under Title III of the elementary and secondary education act.

(5) \$35,000 of the general fund—state appropriation for fiscal year 2020 and \$35,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to track current and former transitional bilingual program students.

(6) \$1,023,000 of the general fund—state appropriation in fiscal year 2020 and \$1,185,000 of the general fund—state appropriation in fiscal year 2021 are provided solely for the central provision of assessments as provided in RCW 28A.180.090, and is in addition to the withholding amounts specified in subsection (3) of this section.

NEW SECTION. Sec. 517. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE LEARNING ASSISTANCE PROGRAM

General Fund—State Appropriation (FY 2020)	\$438,940,000
General Fund—State Appropriation (FY 2021)	\$450,681,000
General Fund—Federal Appropriation	\$533,481,000
TOTAL APPROPRIATION	\$1,423,102,000

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 2019-20 and 2020-21 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 2019-20 and 2020-21 school years; (B) additional instruction of 1.1 hours per week per funded learning assistance program student for the 2019-20 and 2020-21 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 teacher; and (F) the compensation rates as provided in sections 505 and 506 of this act.

(ii) From July 1, 2019, to August 31, 2019, the superintendent shall allocate funding to school districts for learning assistance programs as provided in section 515, chapter 299, Laws of 2018.

(c) A school district's funded students for the learning assistance program shall be the sum of the district's full-time equivalent enrollment in grades K-12 for the prior school year multiplied by the district's percentage of October headcount enrollment in grades K-12 eligible for free or reduced-price lunch in the prior school year. The prior school year's October headcount enrollment for free and reduced-price lunch shall be as reported in the comprehensive education data and research system.

(2) Allocations made pursuant to subsection (1) of this section shall be adjusted to reflect ineligible applications identified through the annual income verification process required by the national school lunch program, as recommended in the report of the state auditor on the learning assistance program dated February, 2010.

(3) The general fund—federal appropriation in this section is provided for Title I Part A allocations of the every student succeeds act of 2016.

(4) A school district may carry over from one year to the next up to 10 percent of the general fund—state funds allocated under this program; however, carryover funds shall be expended for the learning assistance program.

(5) Within existing resources, during the 2019-20 and 2020-21 school years, school districts are authorized to use funds allocated for the learning assistance program to also provide assistance to high school students who have not passed the state assessment in science.

NEW SECTION. Sec. 518. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—PER PUPIL ALLOCATIONS

Statewide Average Allocations

Per Annual Average Full-Time Equivalent Student

Basic Education Program	2019-20	2020-21
	School Year	School Year
General Apportionment	\$9,173	\$9,450

Pupil Transportation	\$519	\$521
Special Education Programs	\$9,696	\$10,158
Institutional Education Programs	\$18,562	\$19,030
Programs for Highly Capable Students	\$598	\$615
Transitional Bilingual Programs	\$1,346	\$1,380
Learning Assistance Program	\$969	\$997

Appropriation	\$99,810,000
TOTAL	APPROPRIATION
.....	.....\$99,810,000

The appropriation in this section is subject to the following conditions and limitations: The superintendent shall distribute funding appropriated in this section to charter schools under chapter 28A.710 RCW. Within amounts provided in this section the superintendent may distribute funding for safety net awards for charter schools with demonstrated needs for special education funding beyond the amounts provided under chapter 28A.710 RCW.

NEW SECTION. Sec. 521. FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE WASHINGTON STATE CHARTER SCHOOL COMMISSION

Washington Opportunity Pathways Account—State	
Appropriation	\$250,000
Charter Schools Oversight Account—State	
.....	\$2,210,000
TOTAL APPROPRIATION	\$2,460,000

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

NEW SECTION. Sec. 522. FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GRANTS AND PASS THROUGH FUNDING

General Fund—State	Appropriation (FY 2020)	
.....		\$35,516,000
General Fund—State	Appropriation (FY 2021)	
.....		\$35,621,000
TOTAL	APPROPRIATION	
.....		\$71,137,000

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

(1) \$4,894,000 of the general fund—state appropriation for fiscal year 2020 and \$4,894,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for grants for implementation of dual credit programs and subsidized advanced placement exam fees, international baccalaureate class fees, and exam and course fees for low-income students.

For expenditures related to subsidized exam fees, the superintendent of public instruction shall report: The number of students served; the demographics of the students served; and how the students perform on the exams.

(2)(a) \$2,052,000 of the general fund—state appropriation for fiscal year 2020 and \$2,052,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for secondary career and technical education

NEW SECTION. Sec. 519. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

(1) Amounts distributed to districts by the superintendent through part V of this act are for allocations purposes only, unless specified by part V of this act, and do not entitle a particular district, district employee, or student to a specific service, beyond what has been expressly provided in statute. Part V of this act restates the requirements of various sections of Title 28A RCW. If any conflict exists, the provisions of Title 28A RCW control unless this act explicitly states that it is providing an enhancement. Any amounts provided in part V of this act in excess of the amounts required by Title 28A RCW provided in statute, are not within the program of basic education unless clearly stated by this act.

(2) To the maximum extent practicable, when adopting new or revised rules or policies relating to the administration of allocations in part V of this act that result in fiscal impact, the office of the superintendent of public instruction shall attempt to seek legislative approval through the budget request process.

(3) Appropriations made in this act to the office of the superintendent of public instruction shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act.

(4) Appropriations in sections 504 and 506 of this act for insurance benefits under chapter 41.05 RCW are provided solely for the superintendent to allocate to districts for employee health benefits as provided in section 938 of this act. The superintendent may not allocate, and districts may not expend, these amounts for any other purpose beyond those authorized in section 938 of this act.

(5) As required by RCW 28A.710.110, the office of the superintendent of public instruction shall transmit the charter school authorizer oversight fee for the charter school commission to the charter school oversight account.

NEW SECTION. Sec. 520. FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR CHARTER SCHOOLS

Washington Opportunity Pathways Account—State

grants pursuant to chapter 170, Laws of 2008, including parts of programs receiving grants that serve students in grades four through six. If equally matched by private donations, \$1,075,000 of the 2020 appropriation and \$1,075,000 of the 2021 appropriation shall be used to support FIRST robotics programs in grades four through twelve. Of the amounts provided in this subsection, \$100,000 of the fiscal year 2020 appropriation and \$100,000 of the fiscal year 2021 appropriation are provided solely for the purpose of statewide supervision activities for career and technical education student leadership organizations.

(b) \$135,000 of the general fund—state appropriation for fiscal year 2020 and \$135,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for science, technology, engineering and mathematics lighthouse projects, consistent with chapter 238, Laws of 2010.

(c) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for advanced project lead the way courses at ten high schools. To be eligible for funding in 2020, a high school must have offered a foundational project lead the way course during the 2018-19 school year. The 2020 funding must be used for one-time start-up course costs for an advanced project lead the way course, to be offered to students beginning in the 2019-20 school year. To be eligible for funding in 2021, a high school must have offered a foundational project lead the way course during the 2019-20 school year. The 2020 funding must be used for one-time start-up course costs for an advanced project lead the way course, to be offered to students beginning in the 2020-21 school year. The office of the superintendent of public instruction and the education research and data center at the office of financial management shall track student participation and long-term outcome data. The office may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework.

(d) \$2,127,000 of the general fund—state appropriation for fiscal year 2020 and \$2,127,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for annual startup, expansion, or maintenance of existing programs in maritime, construction, aerospace, and advanced manufacturing programs. To be eligible for funding, the skills center and high schools must agree to engage in developing local business and industry partnerships for oversight and input regarding program components. Program instructors must also agree to participate in professional development leading to student employment or certification in maritime, construction, aerospace, or advanced manufacturing industries, as determined by the superintendent of public instruction. The office of the superintendent of public instruction and the education research and data center shall report annually student participation and long-term outcome data. Within the amounts provided in this subsection:

(i) \$900,000 of the general fund—state appropriation for fiscal year 2020 and \$900,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for annual startup, expansion, or maintenance of existing programs in aerospace and advanced manufacturing programs.

(ii) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for annual startup, expansion, or maintenance of existing programs in construction programs.

(iii) \$300,000 of the general fund—state appropriation for fiscal year 2020 and \$300,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for annual startup, expansion, or maintenance of existing programs in maritime programs.

(iv) \$350,000 of the general fund—state appropriation for fiscal year 2020 and \$350,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to contract with a nonprofit entity to expand the current employer engagement program to support schools, teachers, and students.

(v) \$427,000 of the general fund—state appropriation for fiscal year 2020 and \$427,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to contract with a nonprofit entity to provide management, development, assessment, and outreach of the programs.

(3)(a) \$75,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for project citizen and we the people: The citizen and the constitution programs sponsored by the national conference of state legislatures and the center for civic education to promote participation in government by middle and high school students. Of the amounts provided, \$15,000 of the general fund—state appropriation for fiscal year 2020 and \$15,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for awarding a travel grant to the winner of the we the people: The citizen and the constitution state competition.

(b) \$384,000 of the general fund—state appropriation for fiscal year 2020 and \$373,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 127, Laws of 2018 (civics education). Of the amounts provided in this subsection (3)(b), \$10,000 of the general fund—state appropriation for fiscal year 2020 and \$10,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for grant programs to school districts to help cover travel costs associated with civics education competitions.

(c) \$55,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the office of the superintendent of public instruction to develop civics education materials for grades K-5. The office must contract for the production of the materials with an experienced Washington state organization that produces civics education materials currently posted as an open education

resource at the office of the superintendent of public instruction.

(4)(a) \$31,000 of the general fund—state appropriation for fiscal year 2020 and \$55,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction for statewide implementation of career and technical education course equivalency frameworks authorized under RCW 28A.700.070 for math and science. This may include development of additional equivalency course frameworks, course performance assessments, and professional development for districts implementing the new frameworks.

(b) Within the amounts appropriated in this section the office of the superintendent of public instruction shall ensure career and technical education courses are aligned with high-demand, high-wage jobs. The superintendent shall verify that the current list of career and technical education courses meets the criteria established in RCW 28A.700.020(2). The superintendent shall remove from the list any career and technical education course that no longer meets such criteria.

(c) \$3,000,000 of the general fund—state appropriation for fiscal year 2020 and \$3,000,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the office of the superintendent of public instruction to provide grants to school districts and educational service districts for science teacher training in the next generation science standards including training in the climate science standards. At a minimum, school districts shall ensure that teachers in one grade level in each elementary, middle, and high school participate in this science training. Of the amount appropriated \$1,000,000 is provided solely for community based nonprofits to partner with public schools for next generation science standards.

(5) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Kip Tokuda memorial Washington civil liberties public education program. The superintendent of public instruction shall award grants consistent with RCW 28A.300.410.

(6) \$3,145,000 of the general fund—state appropriation for fiscal year 2020 and \$3,145,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a contract with a nongovernmental entity or entities for demonstration sites to improve the educational outcomes of students who are dependent pursuant to chapter 13.34 RCW pursuant to chapter 71, Laws of 2016 (foster youth edu. outcomes). The office may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework.

(a) Of the amount provided in this subsection (6), \$446,000 of the general fund—state appropriation for fiscal year 2020 and \$446,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the demonstration site established pursuant to the 2013-2015

omnibus appropriations act, section 202(10), chapter 4, Laws of 2013, 2nd sp. sess.

(b) Of the amount provided in this subsection (6), \$1,015,000 of the general fund—state appropriation for fiscal year 2020 and \$1,015,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the demonstration site established pursuant to the 2015-2017 omnibus appropriations act, section 501(43)(b), chapter 4, Laws of 2015, 3rd sp. sess., as amended.

(c) Of the amounts provided in this subsection (6), \$684,000 of the general fund—state appropriation for fiscal year 2020 and \$684,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the demonstration site established with funding provided in the 2017-2019 omnibus appropriations act, chapter 1, Laws of 2017, 3rd sp. sess., as amended.

(7) \$2,541,000 of the general fund—state appropriation for fiscal year 2020 and \$2,541,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a corps of nurses located at educational service districts, as determined by the superintendent of public instruction, to be dispatched to the most needy schools to provide direct care to students, health education, and training for school staff.

(8)(a) \$1,000,000 of the general fund—state appropriation for fiscal year 2020 and \$1,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 157, Laws of 2016 (homeless students).

(b) \$36,000 of the general fund—state appropriation for fiscal year 2020 and \$36,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for chapter 212, Laws of 2014 (homeless student educational outcomes).

(9) \$375,000 of the general fund—state appropriation for fiscal year 2020 and \$375,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a nonviolence and ethical leadership training and professional development program provided by the institute for community leadership.

(10) \$1,425,000 of the general fund—state appropriation for fiscal year 2020 and \$1,425,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 236, Laws of 2017 (SHB 1445) (dual language/early learning & K-12). In selecting recipients of the K-12 dual language grant, the superintendent of public instruction must prioritize districts that received grants under section 501(33), chapter 299, Laws of 2018.

(11)(a) \$4,940,000 of the general fund—state appropriation for fiscal year 2020 and \$4,940,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Washington state achievers scholarship and Washington higher education readiness program. The funds shall be used to: Support community involvement officers that recruit, train, and match community volunteer mentors with students selected as

achievers scholars; and to identify and reduce barriers to college for low-income and underserved middle and high school students. Of the amounts provided: \$1,000,000 of the general fund—state appropriation for fiscal year 2020 and \$1,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the college success foundation to establish programming in new regions throughout the state. The office may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework.

(b) \$1,454,000 of the general fund—state appropriation for fiscal year 2020 and \$1,454,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for contracting with a college scholarship organization with expertise in conducting outreach to students concerning eligibility for the Washington college bound scholarship consistent with chapter 405, Laws of 2007. The office may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework.

(c) \$181,000 of the general fund—state appropriation for fiscal year 2020 and \$181,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 180, Laws of 2017 (Washington Aim program).

(12)(a) \$356,000 of the general fund—state appropriation for fiscal year 2020 and \$356,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Washington state leadership and assistance for science education reform (LASER) regional partnership activities, including instructional material purchases, teacher and principal professional development, and school and community engagement events. The office may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework.

(b) \$3,000,000 of the general fund—state appropriation for fiscal year 2020 and \$3,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a statewide information technology academy program. This public-private partnership will provide educational software, as well as information technology certification and software training opportunities for students and staff in public schools. The office must require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework. The report must include the number of students served disaggregated by gender, race, ethnicity, and free-and-reduced lunch eligibility as well as the number of industry certificates attained by type of certificate.

(c) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for grants of \$2,500 to provide twenty middle and high school teachers each year with professional development training

for implementing integrated math, science, technology, and engineering programs in their schools.

(d) \$1,000,000 of the general fund—state appropriation for fiscal year 2020 and \$1,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the computer science and education grant program to support the following three purposes: Train and credential teachers in computer sciences; provide and upgrade technology needed to learn computer science; and, for computer science frontiers grants to introduce students to and engage them in computer science. The office of the superintendent of public instruction must use the computer science learning standards adopted pursuant to chapter 3, Laws of 2015 (computer science) in implementing the grant, to the extent possible. Additionally, grants provided for the purpose of introducing students to computer science are intended to support innovative ways to introduce and engage students from historically underrepresented groups, including girls, low-income students, and minority students, to computer science and to inspire them to enter computer science careers.

Funds may be expended as grant funding only to the extent that they are equally matched by private sources for the program, including gifts, grants, or endowments.

(e) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to contract with a nonprofit organization to integrate the state learning standards in English language arts, mathematics, and science with FieldSTEM outdoor field studies and project-based and work-based learning opportunities aligned with the environmental, natural resource, and agricultural sectors. The office may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework.

(f) \$62,000 of the general fund—state appropriation for fiscal year 2020 and \$62,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for competitive grants to school districts to increase the capacity of high schools to offer AP computer science courses. In making grant allocations, the office of the superintendent of public instruction must give priority to schools and districts in rural areas, with substantial enrollment of low-income students, and that do not offer AP computer science. School districts may apply to receive either or both of the following grants:

(i) A grant to establish partnerships to support computer science professionals from private industry serving on a voluntary basis as co-instructors along with a certificated teacher, including via synchronous video, for AP computer science courses; or

(ii) A grant to purchase or upgrade technology and curriculum needed for AP computer science, as well as provide opportunities for professional development for classroom teachers to have the requisite knowledge and skills to teach AP computer science.

(g) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Mobius science center to expand mobile outreach of science, technology, engineering, and mathematics (STEM) education to students in rural, tribal, and low-income communities.

(13) \$85,000 of the general fund—state appropriation for fiscal year 2020 and \$85,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the centrum program at Fort Worden state park.

(14) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of the superintendent of public instruction to provide learning experiences for student-athletes in the science, technology, engineering, and math sectors. The office must contract with a nonprofit to offer student-athlete classes, programs, and scholarships to improve school performance and advancement across diverse communities.

(15) \$250,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the office of the superintendent of public instruction to create and administer a grant program for districts to reduce associated student body fees for students who are eligible to participate in the federal free and reduced-price meals program. The office must distribute grants for the 2020-21 school year to school districts by August 10, 2020.

(a) Grant awards must be prioritized in the following order:

(i) High schools implementing the United States department of agriculture community eligibility provision;

(ii) High schools with the highest percentage of students in grades nine through twelve eligible to participate in the federal free and reduced-price means program; and

(iii) High schools located in school districts enrolling five thousand or fewer students.

(b) The office of the superintendent of public instruction shall award grants of up to five thousand dollars per high school per year. The office may award additional funding if:

(i) The appropriations provided are greater than the total amount of funding requested at the end of the application cycle; and

(ii) The applicant shows a demonstrated need for additional support.

(16) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for contracts with state-based nonprofit organizations that provide direct services to military-connected students exclusively through one-to-one volunteer mentoring. The goal of the mentoring is to build resiliency in military connected students and increase their ability to cope with the stress of parental deployment and

frequent moves, which will help promote good decision-making by youth, help increase attachment and a positive attitude toward school, and develop positive peer relationships. An applicant requesting funding for these dollars must successfully demonstrate to the department that it currently provides direct one-to-one volunteer mentoring services to military connected elementary students in the state and has been providing military mentoring to students in the state for at least twenty-four months prior to application.

(17) \$83,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Substitute Senate Bill No. 5612 (holocaust education). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(18) \$250,000 of the general fund—state appropriation in fiscal year 2020 and \$130,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a grant to the pacific science center to continue providing science on wheels activities in schools and other community settings. Funding is provided to develop a new computer science program and outfit a van with program resources in order to expand statewide outreach.

(19) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for contracts with Washington state based nonprofit organizations that provide a career-integrated one-to-one mentoring program for disadvantaged high school students facing academic and personal challenges with the goal of keeping them on track for graduation and post-high school success. The mentoring must include a focus on college readiness, career exploration and social-emotional learning. An applicant requesting funding for these dollars must successfully demonstrate to the department that it currently provides a career-integrated one-to-one volunteer mentoring program and has been mentoring high school youth for at least twenty years in the state prior to application.

(20) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$50,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for grants to school districts to provide school resource officer training, as required in Second Substitute House Bill No. 1216 (student mental health and well-being).

(21) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for Bethel school district to expand post-secondary education opportunities at Graham-Kapowsin high school.

(22) \$350,000 of the general fund—state appropriation for fiscal year 2020 and \$350,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the south Kitsap school district to develop pathways for high school diplomas and post-

secondary credentials through controls programmer apprenticeships.

(23) \$255,000 of the general fund—state appropriation for fiscal year 2020 and \$255,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a math improvement pilot program for school districts to improve math scores. Of the amounts provided in this subsection:

(a) \$85,000 of the general fund—state appropriation for fiscal year 2020 and \$85,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Spokane school district to improve math scores.

(b) \$85,000 of the general fund—state appropriation for fiscal year 2020 and \$85,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Chehalis school district to improve math scores.

(c) \$85,000 of the general fund—state appropriation for fiscal year 2020 and \$85,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Bremerton school district to improve math scores.

(24) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office to establish the media literacy grant program.

(25) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Seattle education access program to ensure students on nontraditional educational pathways have the mentorship and technical assistance needed to navigate higher education and financial aid. The office may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework.

PART VI

HIGHER EDUCATION

NEW SECTION. Sec. 601. The appropriations in sections 605 through 611 of this act are subject to the following conditions and limitations:

(1) "Institutions" means the institutions of higher education receiving appropriations under sections 605 through 611 of this act.

(2) The legislature, the office of financial management, and other state agencies need consistent and accurate personnel data from institutions of higher education for policy planning purposes. Institutions of higher education shall report personnel data to the office of financial management for inclusion in the agency's data warehouse. Uniform reporting procedures shall be established by the office of financial management's office of the state human resources director for use by the reporting institutions, including provisions for common job classifications and common definitions of full-time equivalent staff. Annual contract amounts, number of

contract months, and funding sources shall be consistently reported for employees under contract.

(3) In addition to waivers granted under the authority of RCW 28B.15.910, the governing boards and the state board may waive all or a portion of operating fees for any student. State general fund appropriations shall not be provided to replace tuition and fee revenue foregone as a result of waivers granted under this subsection.

(4)(a) For employees under the jurisdiction of chapter 41.56 or 41.80 RCW, salary increases will be in accordance with the applicable collective bargaining agreement. However, an increase shall not be provided to any classified employee whose salary is above the approved salary range maximum for the class to which the employee's position is allocated.

(b) For each institution of higher education receiving appropriations under sections 605 through 611 of this act:

(i) The only allowable salary increases are those associated with normally occurring promotions and increases related to faculty and staff retention and as provided in Part IX of this act.

(ii) Institutions may provide salary increases from sources other than general fund appropriations and tuition revenues to instructional and research faculty, exempt professional staff, teaching and research assistants, as classified by the office of financial management, and all other nonclassified staff, but not including employees under chapter 41.80 RCW. It is the intent of the legislature that salary increases provided under this subsection (4)(b)(ii) not increase state general fund support or impact tuition expenditures by an institution unless the legislature so determines.

(iii) Funding for salary increases provided under (b)(ii) of this subsection and RCW 41.76.035 and 28B.52.035 on or after July 1, 2019, must be excluded from the general fund and tuition salary base when calculating state funding for future general wage or other salary increases on or after July 1, 2019. In order to facilitate this funding policy, each institution shall report to the office of financial management on the details of locally authorized salary increases granted under (b)(ii) of this subsection and RCW 41.76.035 and 28B.52.035 with its 2021-2023 biennium budget submittal. At a minimum, the report must include the total cost of locally authorized increases by fiscal year, a description of the locally authorized provision, and the long-term source of funds that is anticipated to cover the cost.

(5) Within funds appropriated to institutions in sections 605 through 611 of this act, teacher preparation programs shall meet the requirements of RCW 28B.10.710 to incorporate information on the culture, history, and government of American Indian people in this state by integrating the curriculum developed and made available free of charge by the office of the superintendent of public instruction into existing programs or courses and may modify that curriculum in order to incorporate elements that have a regionally specific focus.

(6) Each institution of higher education must include the phone number of a campus, local, state, or national suicide, crisis, or counseling hotline on the back of newly issued student and faculty identification cards starting in fall quarter 2019, or as soon as is practicable to implement.

(7)(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 state need grant and college bound recipients;

(ii) The number of students on the unserved waiting list of the state need grant;

(iii) Persistence and completion rates of state need grant recipients and college bound recipients as well as students on the state need grant unserved waiting list, disaggregated by institution of higher education;

(iv) State need grant recipients and students on the state need grant unserved waiting list grade point averages; and

(v) State need 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.

(8) A representative of the public baccalaureate institutions and the state board for community and technical colleges shall participate in the work group under section 607(22) of this act.

(9)(a) Beginning July 1, 2020, institutions of higher education shall report to the state accounting system according to the standards and procedures under section 131(13) of this act.

(b) Beginning July 1, 2020, institutions of higher education must not deposit or expend any moneys from the general fund into another account in the custody of the state treasurer or located outside the treasury; or use any check, warrant, journal voucher, or transfer of moneys from the general fund to allocate costs or reimburse expenditures made from another account in the custody of the state treasurer or located outside the treasury.

(c) An institution of higher education may receive a waiver from complying with all or a portion of (a) and (b) of this subsection, if the waiver is approved by the director of financial management. The director of financial management must notify the fiscal committees of the legislature ten days before a waiver is granted.

NEW SECTION. Sec. 602. (1) Within the amounts appropriated in this act, each institution of higher education shall seek to:

(a) Maintain and to the extent possible increase enrollment opportunities at campuses;

(b) Maintain and to the extent possible increase enrollment opportunities at university centers and other partnership programs that enable students to earn baccalaureate degrees on community college campuses; and

(c) Eliminate and consolidate programs of study for which there is limited student or employer demand, or that are not areas of core academic strength for the institution, particularly when such programs duplicate offerings by other in-state institutions.

(2) For purposes of monitoring and reporting statewide enrollment, the University of Washington and Washington State University shall notify the office of financial management of the number of full-time student equivalent enrollments for each of their campuses.

NEW SECTION. Sec. 603. PUBLIC BACCALAUREATE INSTITUTIONS

(1) The state universities, the regional universities, and The Evergreen State College must accept the transfer of college-level courses taken by students under RCW 28A.600.290 or 28A.600.300 if a student seeking a transfer of the college-level courses has been admitted to the state university, the regional university, or The Evergreen State College, and if the college-level courses are recognized as transferrable by the admitting institution of higher education.

(2) Appropriations in sections 606 through 611 of this act are sufficient to implement 2019-21 collective bargaining agreements at institutions of higher education negotiated under chapter 41.80 RCW. The institutions may also use these funds for any other purpose including increasing compensation and implementing other collective bargaining agreements.

(3) Within amounts appropriated to institutions in sections 606 through 611 of this act, institutions shall employ at least one full-time mental health counselor licensed under chapter 18.225 RCW who has experience working with active members of the military or military veterans, to work with student, faculty, and staff veterans, as well as their spouses and dependents, through the institution's veteran resource center.

NEW SECTION. Sec. 604. STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

Appropriations in section 605 of this act are sufficient to implement 2019-21 collective bargaining agreements at institutions of higher education negotiated under chapter 41.80 RCW and as set forth in part 9 of this act. The institutions may also use these funds for any other purpose including increasing compensation, and implementing other collective bargaining agreements.

NEW SECTION. Sec. 605. FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

General Fund—State Appropriation (FY 2020)
.....\$677,935,000

General Fund—State Appropriation (FY 2021)	\$703,459,000
Community/Technical College Capital Projects	
Account—State Appropriation.....	\$23,505,000
Education Legacy Trust Account—State Appropriation	\$158,528,000
Pension Funding Stabilization Account—State	
Appropriation	\$67,784,000
TOTAL	APPROPRIATION
.....	\$1,631,211,000

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

(1) \$33,261,000 of the general fund—state appropriation for fiscal year 2020 and \$33,261,000 of the general fund—state appropriation for fiscal year 2021 are provided solely as special funds for training and related support services, including financial aid, as specified in RCW 28C.04.390. Funding is provided to support at least 7,170 full-time equivalent students in fiscal year 2020 and at least 7,170 full-time equivalent students in fiscal year 2021.

(2) \$5,450,000 of the education legacy trust account—state appropriation is provided solely for administration and customized training contracts through the job skills program. The state board shall make an annual report by January 1st of each year to the governor and to the appropriate policy and fiscal committees of the legislature regarding implementation of this section, listing the scope of grant awards, the distribution of funds by educational sector and region of the state, and the results of the partnerships supported by these funds.

(3) \$425,000 of the general fund—state appropriation for fiscal year 2020 and \$425,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for Seattle central college's expansion of allied health programs.

(4) \$5,250,000 of the general fund—state appropriation for fiscal year 2020 and \$5,250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the student achievement initiative.

(5) \$1,610,000 of the general fund—state appropriation for fiscal year 2020, and \$1,610,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the mathematics, engineering, and science achievement program.

(6) \$1,500,000 of the general fund—state appropriation for fiscal year 2020 and \$1,500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for operating a fabrication composite wing incumbent worker training program to be housed at the Washington aerospace training and research center.

(7) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for the aerospace center of excellence currently hosted by Everett community college to:

(a) Increase statewide communications and outreach between industry sectors, industry organizations, businesses, K-12 schools, colleges, and universities;

(b) Enhance information technology to increase business and student accessibility and use of the center's web site; and

(c) Act as the information entry point for prospective students and job seekers regarding education, training, and employment in the industry.

(8) \$19,759,000 of the general fund—state appropriation for fiscal year 2020 and \$20,174,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(9) Community and technical colleges are not required to send mass mailings of course catalogs to residents of their districts. Community and technical colleges shall consider lower cost alternatives, such as mailing postcards or brochures that direct individuals to online information and other ways of acquiring print catalogs.

(10) The state board for community and technical colleges shall not use funds appropriated in this section to support intercollegiate athletics programs.

(11) \$157,000 of the general fund—state appropriation for fiscal year 2020 and \$157,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Wenatchee Valley college wildfire prevention program.

(12) The state board for community and technical colleges shall collaborate with a permanently registered Washington sector intermediary to integrate and offer related supplemental instruction for information technology apprentices by the 2020-21 academic year.

(13) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Puget Sound welcome back center at Highline College to create a grant program for internationally trained individuals seeking employment in the behavioral health field in Washington state.

(14) \$750,000 of the general fund—state appropriation for fiscal year 2020 and \$750,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for increased enrollments in the integrated basic education and skills training program. Funding will support approximately 120 additional full-time equivalent enrollments annually.

(15)(a) The state board must provide quality assurance reports on the ctcLink project at the frequency directed by the office of chief information officer for review and for posting on its information technology project dashboard.

(b) The state board must develop a technology budget using a method similar to the state capital budget, identifying project costs, funding sources, and anticipated deliverables through each stage of the investment and across fiscal periods and biennia from project initiation to implementation. The budget must be updated at the frequency directed by the office of chief information officer for review and for posting on its information technology project dashboard.

(c) The office of the chief information officer may suspend the ctcLink project at any time if the office of the chief information officer determines that the project is not meeting or is not expected to meet anticipated performance measures, implementation timelines, or budget estimates. Once suspension or termination occurs, the state board shall not make additional expenditures on the ctcLink project without approval of the chief information officer. The ctcLink project funded through the community and technical college innovation account created in RCW 28B.50.515 is subject to the conditions, limitations, and review provided in section 719 of this act.

(16) \$216,000 of the general fund—state appropriation for fiscal year 2020 and \$216,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the opportunity center for employment and education at North Seattle College.

(17) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for Highline College to implement the Federal Way higher education initiative in partnership with the city of Federal Way and the University of Washington Tacoma campus.

(18) \$350,000 of the general fund—state appropriation for fiscal year 2020 and \$350,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for Peninsula College to maintain the annual cohorts of the specified programs as follows:

- (a) Medical assisting, 40 students;
- (b) Nursing assistant, 60 students; and
- (c) Registered nursing, 32 students.

(19) \$338,000 of the general fund—state appropriation for fiscal year 2020 and \$338,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Washington state labor education and research center at South Seattle College.

(20) \$75,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for Washington family and community and engagement trust and Everett Community College to continue and expand a civic education and leadership program for underserved adults and youth.

(21) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for the aerospace and advanced manufacturing center of excellence hosted by Everett Community College to develop a semiconductor and electronics manufacturing branch in Vancouver.

(22) \$750,000 of the general fund—state appropriation for fiscal year 2020 and \$750,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1893 (student assistance grants). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(23) \$200,000 of the general fund—state appropriation for fiscal year 2020 and \$348,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute Senate Bill No. 5800 (homeless college students). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(24) \$1,500,000 of the general fund—state appropriation for fiscal year 2020 and \$1,500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of guided pathways or similar programs designed to improve student success, including, but not limited to, academic program redesign, student advising, and other student supports.

(25) \$132,000 of the general fund—state appropriation for fiscal year 2020 and \$24,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the state board to develop a plan for the maintenance and administration of opioid overdose medication in and around residence halls housing at least 100 students and for the training of designated personnel to administer opioid overdose medication to respond to symptoms of an opioid-related overdose.

NEW SECTION. Sec. 606. FOR THE UNIVERSITY OF WASHINGTON

(1) GENERAL APPROPRIATIONS

General Fund—State Appropriation (FY 2020)	\$341,498,000
General Fund—State Appropriation (FY 2021)	\$347,067,000
Aquatic Lands Enhancement Account—State Appropriation	\$1,590,000
University of Washington Building Account—State	
Appropriation	\$1,546,000
Education Legacy Trust Account—State Appropriation	\$36,530,000
Economic Development Strategic Reserve Account—State	
Appropriation	\$3,075,000
Geoduck Aquaculture Research Account—State	
Appropriation	\$800,000
Biotoxin Account—State Appropriation	\$609,000

Dedicated Marijuana Account—State Appropriation (FY 2020).....	\$256,000
Dedicated Marijuana Account—State Appropriation (FY 2021).....	\$263,000
Pension Funding Stabilization Account—State Appropriation	\$50,906,000
Accident Account—State Appropriation	\$7,814,000
Medical Aid Account—State Appropriation.....	\$7,419,000
TOTAL	APPROPRIATION
.....	\$799,373,000

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

(a) \$41,010,000 of the general fund—state appropriation for fiscal year 2020 and \$41,872,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(b) \$200,000 of the general fund—state appropriation for fiscal year 2020 and \$200,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for labor archives of Washington. The university shall work in collaboration with the state board for community and technical colleges.

(c) \$8,000,000 of the education legacy trust account—state appropriation is provided solely for the family medicine residency network at the university to maintain the number of residency slots available in Washington.

(d) The university must continue work with the education research and data center to demonstrate progress in computer science and engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in computer science and engineering programs above the prior academic year.

(e) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$251,000 of the general fund—state appropriation for fiscal year 2021 and \$1,550,000 of the aquatic lands enhancement account—state appropriation are provided solely for ocean acidification monitoring, forecasting, and research and for operation of the Washington ocean acidification center. The center must continue to make quarterly progress reports to the Washington marine resources advisory council created under RCW 43.06.338.

(f) \$14,000,000 of the education legacy trust account—state appropriation is provided solely for the expansion of degrees in the department of computer science and engineering at the Seattle campus.

(g) \$3,000,000 of the economic development strategic reserve account appropriation is provided solely to support the joint center for aerospace innovation technology.

(h) The University of Washington shall not use funds appropriated in this section to support intercollegiate athletics programs.

(i) \$7,345,000 of the general fund—state appropriation for fiscal year 2020 and \$7,345,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the continued operations and expansion of the Washington, Wyoming, Alaska, Montana, Idaho medical school program.

(j) \$2,625,000 of the general fund—state appropriation for fiscal year 2020 and \$2,625,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the institute for stem cell and regenerative medicine. Funds appropriated in this subsection must be dedicated to research utilizing pluripotent stem cells and related research methods.

(k) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided to the University of Washington to support youth and young adults experiencing homelessness in the university district of Seattle. Funding is provided for the university to work with community service providers and university colleges and departments to plan for and implement a comprehensive one-stop center with navigation services for homeless youth; the university may contract with the department of commerce to expand services that serve homeless youth in the university district.

(l) \$600,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the psychiatry residency program at the University of Washington to offer additional residency positions that are approved by the accreditation council for graduate medical education.

(m)(i) \$172,000 of the general fund—state appropriation for fiscal year 2020 and \$172,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a University of Washington study in the south Cascades to determine current wolf use and density, and to gather baseline data to understand the effects of wolf recolonization on predator-prey dynamics of species that currently have established populations in the area. The study objectives shall include:

(A) Determination of whether wolves have started to recolonize a 5,000 square kilometer study area in the south Cascades of Washington, and if so, an assessment of their distribution over the landscape as well as their health and pregnancy rates;

(B) Baseline data collection, if wolves have not yet established pack territories in this portion of the state, that will allow for the assessment of how the functional densities and diets of wolves across the landscape will affect the densities and diets in the following predators and prey: Coyote, cougar, black bear, bobcat, red fox, wolverine, elk,

white tailed deer, mule deer, moose, caribou, and snowshoe hare;

(C) Examination of whether the microbiome of each species changes as wolves start to occupy suitable habitat; and

(D) An assessment of the use of alternative wildlife monitoring tools to cost-effectively monitor size of the wolf population over the long-term.

(ii) A report on the findings of the study shall be shared with the Washington department of fish and wildlife.

(n) \$5,000,000 of the general fund—state appropriation for fiscal year 2020 and \$5,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely to support the operations and teaching mission of the Harborview Medical Center and the University of Washington Medical Center.

(o) \$1,000,000 of the general fund—state appropriation for fiscal year 2020 and \$1,000,000 of the general fund—appropriation for fiscal year 2021 are provided solely for the University of Washington's psychiatry integrated care training program.

(p) \$400,000 of the geoduck aquaculture research account—state appropriation is provided solely for the Washington sea grant program at the University of Washington to complete a three-year study to identify best management practices related to shellfish production. The University of Washington must submit an annual report detailing any findings and outline the progress of the study, consistent with RCW 43.01.036, to the office of the governor and the appropriate legislative committees by December 1st of each year.

(q) \$1,000,000 of the general fund—state appropriation for fiscal year 2020 and \$1,000,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the University of Washington School of Dentistry to support its role as a major oral health provider to individuals covered by medicaid and the uninsured.

(r) \$200,000 of the general fund—state appropriation for fiscal year 2020 and \$200,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the pre-law pipeline and social justice program at the University of Washington Tacoma.

(s) \$200,000 of the general fund—state appropriation for fiscal year 2020 and \$200,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Bothell branch to develop series of online courses for school district staff related to behavioral health. The standards for the online courses must be consistent with any knowledge, skill, and performance standards related to mental health and well-being of public school students. Among other things, the online courses must:

(i) Teach participants relevant laws, including laws around physical restraint and isolation;

(ii) Provide foundational knowledge in behavioral health, mental health, and mental illness;

(iii) Describe how to assess, intervene upon, and refer behavioral health and substance use issues; and

(iv) Teach approaches to promote health and positively influence student health behaviors.

(t) \$110,000 of the general fund—state appropriation for fiscal year 2020 and \$110,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for core operations at forefront to achieve its mission of reducing suicide.

(u) \$138,000 of the general fund—state appropriation for fiscal year 2020 and \$138,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the university to collaborate with the northwest Parkinson's foundation and the state department of veterans affairs to study Parkinson's diagnoses treatment and specialist care across ethnic and racial groups and to develop a pilot program that helps people with Parkinson's better access specialist care and community services.

(v) \$256,000 of the general fund—state appropriation for fiscal year 2020 and \$226,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the university's neurology department to create a telemedicine program to disseminate dementia care best practices to primary care practitioners using the project ECHO model. The program shall provide a virtual connection for providers and content experts and include didactics, case conferences, and an emphasis on practice transformation and systems-level issues that affect care delivery. The initial users of this program shall include referral sources in health care systems and clinics, such as the university's neighborhood clinics and Virginia Mason Memorial in Yakima with a goal of adding fifteen to twenty providers from smaller clinics and practices per year.

(w) \$102,000 of the general fund—state appropriation for fiscal year 2020 and \$102,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the university's center for international trade in forest products.

(x) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Latino center for health.

(y) \$150,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the Latino center for health to:

(i) Estimate the number of practicing Latino physicians in Washington including age and gender distributions;

(ii) Create a profile of Latino physicians that includes their geographic distribution, medical and surgical specialties, training and certifications, and language access;

(iii) Develop a set of policy recommendations to meet the growing needs of Latino communities in urban and rural communities throughout Washington. The center must provide the report to the university and the appropriate committees of the legislature by December 31, 2020.

(z) To ensure transparency and accountability, in the 2019-2021 fiscal biennium the University of Washington shall comply with any and all financial and accountability audits by the Washington state auditor including any and all audits of university services offered to the general public, including those offered through any public-private partnership, business venture, affiliation, or joint venture with a public or private entity, except the government of the United States. The university shall comply with all state auditor requests for the university's financial and business information including the university's governance and financial participation in these public-private partnerships, business ventures, affiliations, or joint ventures with a public or private entity. In any instance in which the university declines to produce the information to the state auditor, the university will provide the state auditor a brief summary of the documents withheld and a citation of the legal or contractual provision that prevents disclosure. The summaries must be compiled into a report by the state auditor and provided on a quarterly basis to the legislature.

(aa) \$50,000 of the general fund—state appropriation for fiscal year 2020 and \$30,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the university's school of public health to study home-sharing for privately-owned residential properties. The study must include:

(i) An analysis of home-sharing programs across the country, including population served, costs, duration of stays, and size of programs;

(ii) An analysis of similar initiatives in Washington state and potential barriers to expansion;

(iii) A review of best practices and policies; and

(iv) Recommendations for the establishment and continuation of home-sharing programs.

(bb) \$150,000 of the general fund—state appropriation for fiscal year 2020 and \$150,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the university to expand the project extension for community health care outcomes (ECHO) to include training related to people with autism and developmental disabilities. Project ECHO for autism and developmental disabilities must focus on supporting existing autism centers of excellence. The project will disseminate evidence-based diagnoses and treatments to increase access to medical services for people across the state.

(cc) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the William D. Ruckelshaus center to partner with the University of Washington and the Washington State University to provide staff support and facilitation services to the task force established in part 9 of this act.

(dd) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the University of Washington department of psychiatry and behavioral sciences and Seattle

children's hospital in consultation with the office of the superintendent of public instruction to plan for and implement a two-year pilot program of school mental health education and consultations for students at middle schools, junior high, and high schools in one school district on east side of Cascades and one school district on west side of Cascades. The pilot program must:

(i) Develop and provide behavioral health trainings for school counselors, social workers, psychologists, nurses, teachers, administrators, and classified staff by January 1, 2020; and

(ii) Beginning with the 2020-21 school year:

(A) Provide school counselors access to teleconsultations with psychologists and psychiatrists at Seattle children's hospital or the University of Washington department of psychiatry to support school staff in managing children with challenging behavior; and

(B) Provide students access to teleconsultations with psychologists and psychiatrists at Seattle children's hospital or the University of Washington department of psychiatry to provide crisis management services when assessed as clinically appropriate.

(ee) \$213,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for implementation of Second Substitute Senate Bill No. 5903 (children's mental health). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(ff) \$50,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1517 (domestic violence). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(gg)(i) \$463,000 of the general fund—state appropriation for fiscal year 2020 and \$400,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the climate impacts group in the college of the environment.

(ii) \$63,000 of the general fund—state appropriation for fiscal year 2020 in (gg)(i) of this subsection is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5116 (clean energy). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection (1)(gg)(ii) shall lapse.

(hh) \$25,000 of the general fund—state appropriation for fiscal year 2020 and \$25,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the university to develop a plan for the maintenance and administration of opioid overdose medication in and around residence halls housing at least 100 students and for the training of designated personnel to administer opioid overdose medication to respond to symptoms of an opioid-related overdose.

(ii) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for a firearm policy research program. The program will:

- (i) Support investigations of firearm death and injury risk factors;
- (ii) Evaluate the effectiveness of state firearm laws and policies;
- (iii) Assess the consequences of firearm violence; and
- (iv) Develop strategies to reduce the toll of firearm violence to citizens of the state.

(jj) \$100,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the Evans school of public affairs to complete the business plan for a publicly owned Washington state depository bank as directed by section 129, chapter 299, Laws of 2018.

(kk) \$350,000 of the general fund—state appropriation for fiscal year 2020 and \$139,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5330 (small forestland owners). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(ll) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the dental education in the care of persons with disabilities program.

(mm) \$190,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the college of education to partner with school districts on a pilot program to improve the math scores of K-12 students.

(nn) \$300,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for matching nonstate funding contributions for a study of the feasibility of constructing of a biorefinery in southwest Washington. No state moneys may be expended until nonstate funding contributions are received. The study must:

- (i) Assess the supply of biomass, including poplar feedstock grown on low-value lands and hardwood sawmill residuals;
- (ii) Assess the potential for using poplar simultaneously for water treatment and as a biorefinery feedstock;
- (iii) Assess southwest Washington landowner interest in growing poplar feedstock;
- (iv) Evaluate options for locating a biorefinery in southwest Washington that considers potential for integration of future biorefineries with existing facilities such as power plants and pulp mills; and
- (v) Result in a comprehensive technical and economic evaluation for southwest Washington biorefineries that will be used by biorefinery technology companies to develop their business plans and to attract potential investors.

(oo) \$300,000 of the general fund—state appropriation for fiscal year 2020 and \$300,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Harry Bridges center for labor studies. The center shall work in collaboration with the state board for community and technical colleges.

(pp) \$400,000 of the geoduck aquaculture research account—state appropriation is provided solely for the Washington sea grant program crab team to continue work to protect against the impacts of invasive European green crab.

(2) CONDITIONAL GENERAL WAGE INCREASES

General Fund—State Appropriation (FY 2020) ..	\$2,320,000
General Fund—State Appropriation (FY 2021) ..	\$4,664,000
Aquatic Lands Enhancement Account—State Appropriation	\$16,000
Education Legacy Trust Account—State Appropriation	\$201,000
Economic Development Strategic Reserve Account—State Appropriation	\$12,000
Institutions of Higher Education - Grant and Contracts Account—State Appropriation	\$19,587,000
Institutions of Higher Education - Dedicated Local Account Appropriation	\$12,184,000
Institutions of Higher Education - Operating Fees Account—Local Appropriation	\$13,786,000
Biotoxin Account—State Appropriation	\$3,000
Dedicated Marijuana Account—State Appropriation (FY 2020)	\$3,000
Dedicated Marijuana Account—State Appropriation (FY 2021)	\$6,000
University of Washington Hospital Account—Local Appropriation	\$16,375,000
Accident Account—State Appropriation	\$92,000
Medical Aid Account—State Appropriation	\$87,000
TOTAL APPROPRIATION	\$69,336,000

The appropriations in this subsection (2) are subject to the following conditions and limitations: Funding is provided solely for conditional general wage increases to all University of Washington employees of one percent on July 1, 2019, and one percent on July 1, 2020, subject to the conclusion of impacts bargaining over the application of the increases to represented employees covered by sections 921 through 925 of this act. If agreements to implement the one percent increases are not reached with the represented

employees covered by sections 921 through 925 of this act by July 1, 2020, the amounts provided in this subsection (2) shall lapse. Funding for the conditional increases is provided from appropriated and nonappropriated accounts as authorized in this subsection (2).

NEW SECTION. Sec. 607. FOR WASHINGTON STATE UNIVERSITY

General Fund—State Appropriation (FY 2020)	\$222,455,000
General Fund—State Appropriation (FY 2021)	\$230,453,000
Washington State University Building Account—State Appropriation.....	\$792,000
Education Legacy Trust Account—State Appropriation	\$33,995,000
Dedicated Marijuana Account—State Appropriation (FY 2020).....	\$138,000
Dedicated Marijuana Account—State Appropriation (FY 2021).....	\$138,000
Pension Funding Stabilization Account—State Appropriation.....	\$30,954,000
TOTAL APPROPRIATION	
.....	\$518,925,000

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

(1) \$90,000 of the general fund—state appropriation for fiscal year 2020 and \$90,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a rural economic development and outreach coordinator.

(2) The university must continue work with the education research and data center to demonstrate progress in computer science and engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in computer science and engineering programs above the prior academic year.

(3) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for state match requirements related to the federal aviation administration grant.

(4) Washington State University shall not use funds appropriated in this section to support intercollegiate athletic programs.

(5) \$7,000,000 of the general fund—state appropriation for fiscal year 2020 and \$7,000,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for the continued development and operations of a medical school program in Spokane.

(6) \$135,000 of the general fund—state appropriation for fiscal year 2020 and \$135,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for a honey bee biology research position.

(7) \$29,152,000 of the general fund—state appropriation for fiscal year 2020 and \$29,764,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(8) \$376,000 of the general fund—state appropriation for fiscal year 2020 and \$376,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for chapter 202, Laws of 2017 (2SHB 1713) (children's mental health).

(9) \$580,000 of the general fund—state appropriation for fiscal year 2020 and \$580,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the development of an organic agriculture systems degree program located at the university center in Everett.

(10) Within the funds appropriated in this section, Washington State University shall:

(a) Review the scholarly literature on the short-term and long-term effects of marijuana use to assess if other states or private entities are conducting marijuana research in areas that may be useful to the state.

(b) Provide as part of its budget request for the 2019-2021 fiscal biennium:

(i) A list of intended state, federal, and privately funded marijuana research, including cost, duration, and scope;

(ii) Plans for partnerships with other universities, state agencies, or private entities, including entities outside the state, for purposes related to researching short-term and long-term effects of marijuana use.

(11) \$585,000 of the general fund—state appropriation for fiscal year 2020 and \$585,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 159, Laws of 2017 (2SSB 5474) (elk hoof disease).

(12) \$630,000 of the general fund—state appropriation for fiscal year 2020 and \$630,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the creation of an electrical engineering program located in Bremerton. At full implementation, the university is expected to increase degree production by 25 new bachelor's degrees per year. The university must identify these students separately when providing data to the education research data center as required in subsection (2) of this section.

(13) \$1,370,000 of the general fund—state appropriation for fiscal year 2020 and \$1,370,000 of the general fund—state appropriation for fiscal year 2021 are

provided solely for the creation of software engineering and data analytic programs at the university center in Everett. At full implementation, the university is expected to enroll 50 students per academic year. The university must identify these students separately when providing data to the education research data center as required in subsection (2) of this section.

(14) General fund—state appropriations in this section are reduced to reflect a reduction in state-supported tuition waivers for graduate students. When reducing tuition waivers, the university will not change its practices and procedures for providing eligible veterans with tuition waivers.

(15) \$1,119,000 of the general fund—state appropriation for fiscal year 2020 and \$1,154,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of chapter 36, Laws of 2017 3rd sp. sess. (renewable energy, tax incentives).

(16) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the joint center for deployment and research in earth abundant materials.

(17) \$20,000 of the general fund—state appropriation for fiscal year 2020 and \$20,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the office of clean technology at Washington State University to convene a sustainable aviation biofuels work group to further the development of sustainable aviation fuel as a productive industry in Washington. The work group must include members from the legislature and sectors involved in sustainable aviation biofuels research, development, production, and utilization. The work group must provide recommendations to the governor and the appropriate committees of the legislature by December 1, 2020.

(18) \$113,000 of the general fund—state appropriation for fiscal year 2020 and \$60,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1517 (domestic violence). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(19) \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$75,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for the William D. Ruckelshaus center to partner with the University of Washington and the Washington State University to provide staff support and facilitation services to the task force established in section 9 of this act.

(20) \$264,000 of the general fund—state appropriation for fiscal year 2021 is provided solely for implementation of Second Substitute Senate Bill No. 5903 (children's mental health). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(21) \$37,000 of the general fund—state appropriation for fiscal year 2020 and \$16,000 of the general

fund—state appropriation for fiscal year 2021 are provided solely for the university to develop a plan for the maintenance and administration of opioid overdose medication in and around residence halls housing at least 100 students and for the training of designated personnel to administer opioid overdose medication to respond to symptoms of an opioid-related overdose.

(22) \$85,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for the William D. Ruckelshaus center to coordinate a work group and process to develop options and recommendations to improve consistency, simplicity, transparency, and accountability in higher education data systems. The work group and process must be collaborative and include representatives from relevant agencies and stakeholders, including but not limited to: The Washington student achievement council, the workforce training and education coordinating board, the employment security department, the state board for community and technical colleges, the four-year institutions of higher education, the education data center, the office of the superintendent of public instruction, the Washington state institute for public policy, the joint legislative audit and review committee, and at least one representative from a nongovernmental organization that uses longitudinal data for research and decision making. The William D. Ruckelshaus center must facilitate meetings and discussions with stakeholders and provide a report to the appropriate committees of the legislature by December 1, 2019. The process must analyze and make recommendations on:

(a) Opportunities to increase postsecondary transparency and accountability across all institutions of higher education that receive state financial aid dollars while minimizing duplication of existing data reporting requirements;

(b) Opportunities to link labor market data with postsecondary data including degree production and postsecondary opportunities to help prospective postsecondary students navigate potential career and degree pathways;

(c) Opportunities to leverage existing data collection efforts across agencies and postsecondary sectors to minimize duplication, centralize data reporting, and create administrative efficiencies;

(d) Opportunities to develop a single, easy to navigate, postsecondary data system and dashboard to meet multiple state goals including transparency in postsecondary outcomes, clear linkages between data on postsecondary degrees and programs and labor market data, and linkages with P-20 data where appropriate. This includes a review of the efficacy, purpose, and cost of potential options for service and management of a statewide postsecondary dashboard; and

(e) Opportunities to increase state agency, legislative, and external researcher access to P-20 data systems in service to state educational goals.

(23) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the

general fund—state appropriation for fiscal year 2021 are provided solely for the university's soil health initiative and its network of long-term agroecological research and extension (LTARE) sites. The network must include a Mount Vernon REC site.

NEW SECTION. Sec. 608. FOR EASTERN WASHINGTON UNIVERSITY

General Fund—State Appropriation (FY 2020)	\$54,894,000
General Fund—State Appropriation (FY 2021)	\$57,331,000
Education Legacy Trust Account—State Appropriation	
.....	\$16,794,000
TOTAL	APPROPRIATION
.....	\$129,019,000

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

(1) At least \$200,000 of the general fund—state appropriation for fiscal year 2020 and at least \$200,000 of the general fund—state appropriation for fiscal year 2021 must be expended on the Northwest autism center.

(2) The university must continue work with the education research and data center to demonstrate progress in computer science and engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in computer science and engineering programs above the prior academic year.

(3) Eastern Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(4) \$10,472,000 of the general fund—state appropriation for fiscal year 2020 and \$10,692,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(5) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

(6) \$125,000 of the general fund—state appropriation for fiscal year 2020 and \$125,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for gathering and archiving time-sensitive histories and materials and planning for a Lucy Covington center.

(7) \$146,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for a comprehensive analysis of the deep lake watershed involving land owners, ranchers, lake owners, one or more conservation districts, the department of ecology, and the department of natural resources.

(8) \$21,000 of the general fund—state appropriation for fiscal year 2020 and \$11,000 of the general fund—state

appropriation for fiscal year 2021 are provided solely for the university to develop a plan for the maintenance and administration of opioid overdose medication in and around residence halls housing at least 100 students and for the training of designated personnel to administer opioid overdose medication to respond to symptoms of an opioid-related overdose.

NEW SECTION. Sec. 609. FOR CENTRAL WASHINGTON UNIVERSITY

General Fund—State Appropriation (FY 2020)	\$54,390,000
General Fund—State Appropriation (FY 2021)	\$56,517,000
Central Washington University Capital Projects Account—	
State Appropriation.....	\$76,000
Education Legacy Trust Account—State Appropriation	
.....	\$19,076,000
Pension Funding Stabilization Account—State	
Appropriation	\$3,924,000
TOTAL	APPROPRIATION
.....	\$133,983,000

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) \$11,803,000 of the general fund—state appropriation for fiscal year 2020 and \$12,051,000 of the general fund—state appropriation for fiscal year 2021 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.

(5) \$221,000 of the general fund—state appropriation for fiscal year 2020 and \$221,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the game on! program, which provides underserved middle and high school students with training in leadership and science, technology, engineering, and math. The program is expected to serve approximately five hundred students per year.

(6) \$53,000 of the general fund—state appropriation for fiscal year 2020 and \$32,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the university to develop a plan for the maintenance and

administration of opioid overdose medication in and around residence halls housing at least 100 students and for the training of designated personnel to administer opioid overdose medication to respond to symptoms of an opioid-related overdose.

NEW SECTION. Sec. 610. FOR THE EVERGREEN STATE COLLEGE

General Fund—State Appropriation (FY 2020) \$29,766,000

General Fund—State Appropriation (FY 2021) \$30,305,000

The Evergreen State College Capital Projects Account—

State Appropriation \$80,000

Education Legacy Trust Account—State Appropriation \$5,450,000

Pension Funding Stabilization Account—State

Appropriation \$2,000

TOTAL APPROPRIATION
..... \$65,603,000

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

(1) \$3,590,000 of the general fund—state appropriation for fiscal year 2020 and \$3,665,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(2) Funding provided in this section is sufficient for The Evergreen State College to continue operations of the Longhouse Center and the Northwest Indian applied research institute.

(3) Within amounts appropriated in this section, the college is encouraged to increase the number of tenure-track positions created and hired.

(4) Within the amounts appropriated in this section, The Evergreen State College must provide the funding necessary to enable employees of the Washington state institute for public policy to receive the salary increases provided in part 9 of this act.

(5) \$2,079,000 of the general fund—state appropriation for fiscal year 2020 and \$2,054,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the Washington state institute for public policy to initiate, sponsor, conduct, and publish research that is directly useful to policymakers and manage reviews and evaluations of technical and scientific topics as they relate to major long-term issues facing the state. Within the amounts provided in this subsection (5):

(a) \$999,000 of the amounts in fiscal year 2020 and \$879,000 of the amounts in fiscal year 2021 are provided for administration and core operations.

(b) \$1,030,000 of the amounts in fiscal year 2020 and \$1,002,000 of the amounts in fiscal year 2021 are provided solely for ongoing and continuing studies on the Washington state institute for public policy's work plan.

(c) \$50,000 of the amounts in fiscal year 2020 and \$25,000 of the amounts in fiscal year 2021 are provided solely for the Washington state institute for public policy to evaluate the outcomes of resource and assessment centers licensed under RCW 74.15.311 and contracted with the department of children, youth, and families. By December 1, 2020, and in compliance with RCW 43.01.036, the institute shall report the results of its evaluation to the appropriate legislative committees; the governor; the department of children, youth, and families; and the oversight board for children, youth, and families. For the evaluation, the institute shall collect data regarding:

(i) The type of placement children experience following placement at a resource and assessment center;

(ii) The number of placement changes that children experience following placement in a resource and assessment center compared with other foster children;

(iii) The length of stay in foster care that children experience following placement in a resource and assessment center compared with other foster children;

(iv) The likelihood that children placed in a resource and assessment center will be placed with siblings; and

(v) The length of time that licensed foster families accepting children placed in resource and assessment centers maintain their licensure compared to licensed foster families receiving children directly from child protective services.

(d) \$115,000 of the amounts in fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1391 (early achievers recommendations). If the bill is not enacted by June 30, 2019, the amount provided in this subsection (5)(d) shall lapse.

(e) \$33,000 of the amounts in fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1646 (juvenile rehab. confinement). If the bill is not enacted by June 30, 2019, the amount provided in this subsection (5)(e) shall lapse.

(f) Notwithstanding other provisions in this subsection, the board of directors for the Washington state institute for public policy may adjust due dates for projects included on the institute's 2019-21 work plan as necessary to efficiently manage workload.

NEW SECTION. Sec. 611. FOR WESTERN WASHINGTON UNIVERSITY

General Fund—State Appropriation (FY 2020) \$78,694,000

General Fund—State Appropriation (FY 2021) \$81,478,000

Western Washington University Capital Projects Account—

State Appropriation.....\$1,424,000

Education Legacy Trust Account—State Appropriation\$13,831,000

TOTAL APPROPRIATION
.....\$175,427,000

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 computer science and engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in computer science and engineering programs above the prior academic year.

(2) Western Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(3) \$16,291,000 of the general fund—state appropriation for fiscal year 2020 and \$16,633,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(4) \$700,000 of the general fund—state appropriation for fiscal year 2020 and \$700,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the creation and implementation of an early childhood education degree program at the western on the peninsula campus. The university must collaborate with Olympic college. At full implementation, the university is expected to grant approximately 75 bachelor's degrees in early childhood education per year at the western on the peninsula campus.

(5) \$1,306,000 of the general fund—state appropriation for fiscal year 2020 and \$1,306,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for Western Washington University to develop a new program in marine, coastal, and watershed sciences.

(6) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

(7) \$250,000 of the general fund—state appropriation for fiscal year 2020 and \$250,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for campus connect to develop a student civic leaders initiative that will provide opportunities for students to gain work experience focused on addressing the following critical issues facing communities and campuses: Housing and food insecurities, mental health, civic education (higher education and K-12), breaking the prison pipeline, and the opioid epidemic. Students will:

(a) Participate in civic internships and receive wages to work on one or more of these critical issues on their campus and or in their community, or both;

(b) Receive training on civic education, civil discourse, and learn how to analyze policies that impact community issues; and

(c) Research issues and develop and implement strategies in teams to address them.

(8) \$45,000 of the general fund—state appropriation for fiscal year 2020 and \$25,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the university to develop a plan for the maintenance and administration of opioid overdose medication in and around residence halls housing at least 100 students and for the training of designated personnel to administer opioid overdose medication to respond to symptoms of an opioid-related overdose.

NEW SECTION. Sec. 612. FOR THE STUDENT ACHIEVEMENT COUNCIL—POLICY COORDINATION AND ADMINISTRATION

General Fund—State Appropriation (FY 2020) ..	\$6,431,000
General Fund—State Appropriation (FY 2021) ..	\$6,533,000
General Fund—Federal Appropriation.....	\$4,927,000
Pension Funding Stabilization Account—State	
Appropriation	\$534,000
TOTAL APPROPRIATION	
.....	\$18,425,000

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

(1) \$126,000 of the general fund—state appropriation for fiscal year 2020 and \$126,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the consumer protection unit.

(2) \$104,000 of the general fund—state appropriation for fiscal year 2020 and \$174,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute Senate Bill No. 5800 (homeless college students). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(3) The student achievement council must ensure that 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 provide the data needed to analyze and evaluate the effectiveness of state financial aid programs. This data must be promptly transmitted to the education data center so that it is available and easily accessible.

NEW SECTION. Sec. 613. FOR THE STUDENT ACHIEVEMENT COUNCIL—OFFICE OF STUDENT FINANCIAL ASSISTANCE

General Fund—State Appropriation (FY 2020)	\$278,418,000
General Fund—State Appropriation (FY 2021)	\$281,669,000
General Fund—Federal Appropriation.....	\$12,035,000
General Fund—Private/Local Appropriation	\$300,000

Education Legacy Trust Account—State Appropriation	\$93,488,000
Washington Opportunity Pathways Account—State	
Appropriation	\$114,229,000
Aerospace Training Student Loan Account—State	
Appropriation	\$216,000
Pension Funding Stabilization Account—State	
Appropriation	\$18,000
Health Professionals Loan Repayment and Scholarship	
Program Account—State Appropriation	\$1,720,000
State Educational Trust Fund Nonappropriated	
Account—State Appropriation.....	\$6,000,000
TOTAL	APPROPRIATION
.....	\$788,093,000

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

(1) If Engrossed Second Substitute House Bill No. 2158 (workforce education) is enacted by June 30, 2019, all references made in this section to the state need grant program are deemed made to the Washington college grant program.

(2) \$255,327,000 of the general fund—state appropriation for fiscal year 2020, \$266,528,000 of the general fund—state appropriation for fiscal year 2021, \$77,639,000 of the education legacy trust account—state appropriation, \$6,000,000 of the state educational trust fund nonappropriated account—state appropriation, and \$80,000,000 of the Washington opportunity pathways account—state appropriation are provided solely for student financial aid payments under the state need grant and state work study programs, including up to four percent administrative allowance for the state work study program.

(3)(a) For the 2019-2021 fiscal biennium, state need grant awards given to private for-profit institutions shall be the same amount as the prior year.

(b) For the 2019-2021 fiscal biennium, grant awards given to private four-year not-for-profit institutions shall be set at the same level as the average grant award for public research universities. Increases in awards given to private four-year not-for-profit institutions shall align with annual tuition increases for public research institutions.

(4) Changes made to the state work study program in the 2009-2011 and 2011-2013 fiscal biennia are continued in the 2019-2021 fiscal biennium including maintaining the increased required employer share of wages; adjusted employer match rates; discontinuation of nonresident student eligibility for the program; and revising distribution methods to institutions by taking into consideration other factors such as off-campus job development, historical utilization trends, and student need.

(5) Within the funds appropriated in this section, eligibility for the state need grant includes students with

family incomes at or below 70 percent of the state median family income (MFI), adjusted for family size, and shall include students enrolled in three to five credit-bearing quarter credits, or the equivalent semester credits. Awards for students with incomes between 51 and 70 percent of the state median shall be prorated at the following percentages of the award amount granted to those with incomes below 51 percent of the MFI: 70 percent for students with family incomes between 51 and 55 percent MFI; 65 percent for students with family incomes between 56 and 60 percent MFI; 60 percent for students with family incomes between 61 and 65 percent MFI; and 50 percent for students with family incomes between 66 and 70 percent MFI. If Engrossed Second Substitute House Bill No. 2158 (workforce education) is enacted by June 30, 2019, then the eligibility and proration provisions of that bill supersede the provisions of this subsection.

(6) Of the amounts provided in subsection (1) of this section, \$100,000 of the general fund—state appropriation for fiscal year 2020 and \$100,000 of the general fund—state appropriation for fiscal year 2021 are provided for the council to process an alternative financial aid application system pursuant to RCW 28B.92.010.

(7) Students who are eligible for the college bound scholarship shall be given priority for the state need grant program. These eligible college bound students whose family incomes are in the 0-65 percent median family income ranges must be awarded the maximum state need grant for which they are eligible under state policies and may not be denied maximum state need grant funding due to institutional policies or delayed awarding of college bound scholarship students. The council shall provide directions to institutions to maximize the number of college bound scholarship students receiving the maximum state need grant for which they are eligible with a goal of 100 percent coordination. Institutions shall identify all college bound scholarship students to receive state need grant priority. If an institution is unable to identify all college bound scholarship students at the time of initial state aid packaging, the institution should reserve state need grant funding sufficient to cover the projected enrollments of college bound scholarship students.

(8) \$1,023,000 of the general fund—state appropriation for fiscal year 2020, \$855,000 of the general fund—state appropriation for fiscal year 2021, \$15,849,000 of the education legacy trust account—state appropriation, and \$34,229,000 of the Washington opportunity pathways account—state appropriation are provided solely for the college bound scholarship program and may support scholarships for summer session. The office of student financial assistance and the institutions of higher education shall not consider awards made by the opportunity scholarship program to be state-funded for the purpose of determining the value of an award amount under RCW 28B.118.010. If Engrossed Second Substitute House Bill No. 2158 (workforce education) is enacted by June 30, 2019, then the amount that is provided solely for purposes of this subsection from the Washington opportunity pathways account is provided for the Washington college grant in the amount of \$15,300,000.

(9) \$2,759,000 of the general fund—state appropriation for fiscal year 2020 and \$2,795,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the passport to college program. The maximum scholarship award is up to \$5,000. The council shall contract with a nonprofit organization to provide support services to increase student completion in their postsecondary program and shall, under this contract, provide a minimum of \$500,000 in fiscal years 2020 and 2021 for this purpose.

(10) \$7,468,000 of the general fund—state appropriation for fiscal year 2020 is provided solely to meet state match requirements associated with the opportunity scholarship program. The legislature will evaluate subsequent appropriations to the opportunity scholarship program based on the extent that additional private contributions are made, program spending patterns, and fund balance.

(11) \$3,800,000 of the general fund—state appropriation for fiscal year 2020 and \$3,800,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for expenditure into the health professionals loan repayment and scholarship program account. These amounts must be used to increase the number of licensed primary care health professionals to serve in licensed primary care health professional critical shortage areas. Contracts between the office and program recipients must guarantee at least three years of conditional loan repayments. The office of student financial assistance and the department of health shall prioritize a portion of any nonfederal balances in the health professional loan repayment and scholarship fund for conditional loan repayment contracts with psychiatrists and with advanced registered nurse practitioners for work at one of the state-operated psychiatric hospitals. The office and department shall designate the state hospitals as health professional shortage areas if necessary for this purpose. The office shall coordinate with the department of social and health services to effectively incorporate three conditional loan repayments into the department's advanced psychiatric professional recruitment and retention strategies. The office may use these targeted amounts for other program participants should there be any remaining amounts after eligible psychiatrists and advanced registered nurse practitioners have been served. The office shall also work to prioritize loan repayments to professionals working at health care delivery sites that demonstrate a commitment to serving uninsured clients. It is the intent of the legislature to provide funding to maintain the current number and amount of awards for the program in the 2021-2023 fiscal biennium on the basis of these contractual obligations.

(12) \$850,000 of the general fund—state appropriation for fiscal year 2020 and \$750,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1973 (dual enrollment scholarship). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

(13) \$1,000,000 of the general fund—state appropriation for fiscal year 2020 and \$1,000,000 of the

general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Second Substitute House Bill No. 1668 (Washington health corps). If the bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse. Within amounts provided in this subsection, the student achievement council, in consultation with the department of health, shall study the need, feasibility, and potential design of a grant program to provide funding to behavioral health students completing unpaid pregraduation internships and postgraduation supervised hours for licensure.

(14) Sufficient amounts are appropriated within this section to implement Engrossed Second Substitute House Bill No. 1311 (college bound).

(15) \$1,896,000 of the general fund—state appropriation for fiscal year 2020 and \$1,673,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1139 (educator workforce supply). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse. Of the amounts appropriated in this subsection, \$1,650,000 of the general fund—state appropriation for fiscal year 2020 and \$1,650,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for funding of the student teaching grant program, the teacher endorsement and certification help program, and the educator conditional scholarship and loan repayment programs under chapter 28B.102 RCW, including the pipeline for paraeducators program, the retooling to teach conditional loan programs, the teacher shortage conditional scholarship program, the career and technical education conditional scholarship program, and the federal student loan repayment in exchange for teaching service program.

NEW SECTION. Sec. 614. FOR THE WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD

General Fund—State Appropriation (FY 2020) ..	\$2,270,000
General Fund—State Appropriation (FY 2021) ..	\$1,998,000
General Fund—Federal Appropriation	\$55,509,000
General Fund—Private/Local Appropriation	\$211,000
Pension Funding Stabilization Account—State	
Appropriation	\$176,000
	TOTAL APPROPRIATION
	.....\$60,164,000

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

(1) For the 2019-2021 fiscal biennium the board shall not designate recipients of the Washington award for vocational excellence or recognize them at award ceremonies as provided in RCW 28C.04.535.

(2) \$240,000 of the general fund—state appropriation for fiscal year 2020 and \$240,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the health workforce council of the state

workforce training and education coordinating board. In partnership with the office of the governor, the health workforce council shall continue to assess workforce shortages across behavioral health disciplines. The board shall create a recommended action plan to address behavioral health workforce shortages and to meet the increased demand for services now, and with the integration of behavioral health and primary care in 2020. The analysis and recommended action plan shall align with the recommendations of the adult behavioral health system task force and related work of the healthier Washington initiative. The board shall consider workforce data, gaps, distribution, pipeline, development, and infrastructure, including innovative high school, postsecondary, and postgraduate programs to evolve, align, and respond accordingly to our state's behavioral health and related and integrated primary care workforce needs.

(3) \$260,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for implementation of chapter 294, Laws of 2018 (future of work task force).

(4) \$28,000 of the general fund—state appropriation for fiscal year 2020 is provided solely for implementation of Substitute Senate Bill No. 5166 (postsecondary religious acc.). If the bill is not enacted by June 30, 2019, the amount provided in this subsection shall lapse.

NEW SECTION. Sec. 615. FOR THE STATE SCHOOL FOR THE BLIND

General Fund—State Appropriation (FY 2020).. \$8,951,000

General Fund—State Appropriation (FY 2021).. \$9,153,000

General Fund—Private/Local Appropriation..... \$34,000

Pension Funding Stabilization Account—State

Appropriation \$590,000

TOTAL	APPROPRIATION
.....	\$18,728,000

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

(1) Funding provided in this section is sufficient for the school to offer to students enrolled in grades nine through twelve for full-time instructional services at the Vancouver campus with the opportunity to participate in a minimum of one thousand eighty hours of instruction and the opportunity to earn twenty-four high school credits.

(2) \$149,000 of the general fund—state appropriation for fiscal year 2020 and \$99,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for migration to the state data center, and are subject to the conditions, limitations, and review provided in section 719 of this act.

NEW SECTION. Sec. 616. FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS

General Fund—State Appropriation (FY 2020) \$14,326,000

General Fund—State Appropriation (FY 2021) \$14,554,000

Pension Funding Stabilization Account—State

Appropriation\$728,000

TOTAL	APPROPRIATION
.....	\$29,608,000

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

(1) Funding provided in this section is sufficient for the center to offer to students enrolled in grades nine through twelve for full-time instructional services at the Vancouver campus with the opportunity to participate in a minimum of one thousand eighty hours of instruction and the opportunity to earn twenty-four high school credits.

(2) \$12,319,000 of the general fund—state appropriation for fiscal year 2020 and \$12,319,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for operations, expenses, and direct service to students at the state school for the deaf referenced in RCW 72.40.015(2)(a).

NEW SECTION. Sec. 617. FOR THE WASHINGTON STATE ARTS COMMISSION

General Fund—State Appropriation (FY 2020) ..\$2,108,000

General Fund—State Appropriation (FY 2021) ..\$2,307,000

General Fund—Federal Appropriation.....\$2,160,000

General Fund—Private/Local Appropriation\$50,000

Pension Funding Stabilization Account—State

Appropriation\$122,000

TOTAL APPROPRIATION \$6,747,000

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

(1) \$175,000 of the general fund—state appropriation for fiscal year 2020 and \$175,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the folk and traditional arts apprenticeship and jobs stimulation program.

(2) \$104,000 of the general fund—state appropriation for fiscal year 2020 and \$96,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for the completion and maintenance of the my public art portal project.

(4) \$172,000 of the general fund—state appropriation for fiscal year 2020 and \$324,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for an arts-integration program that encourages kindergarten readiness in partnership with educational service districts, the office of the superintendent of public instruction, and the department of children, youth, and families.

NEW SECTION. Sec. 618. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

General Fund—State Appropriation (FY 2020) ..\$3,733,000

General Fund—State Appropriation (FY 2021).. \$3,654,000
 Pension Funding Stabilization Account—State
 Appropriation \$230,000
 TOTAL APPROPRIATION \$7,617,000

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

(1) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for general support and operations of the Washington state historical society.

(2) \$52,000 of the general fund—state appropriation for fiscal year 2020 and \$42,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for supporting migration to the state data center and is subject to the conditions, limitations, and review provided in section 719 of this act.

NEW SECTION. Sec. 619. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund—State Appropriation (FY 2020).. \$2,855,000
 General Fund—State Appropriation (FY 2021).. \$2,885,000
 Pension Funding Stabilization Account—State
 Appropriation \$214,000
 TOTAL APPROPRIATION \$5,954,000

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

(1) \$500,000 of the general fund—state appropriation for fiscal year 2020 and \$500,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for general support and operations of the eastern Washington state historical society.

(2) \$67,000 of the general fund—state appropriation for fiscal year 2020 and \$30,000 of the general fund—state appropriation for fiscal year 2021 are provided solely for supporting migration to the state data center and is subject to the conditions, limitations, and review provided in section 719 of this act.

PART VII

SPECIAL APPROPRIATIONS

NEW SECTION. Sec. 701. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT LIMIT

General Fund—State Appropriation (FY 2020)
 \$1,191,069,000
 General Fund—State Appropriation (FY 2021)
 \$1,268,197,000
 State Building Construction Account—State

Appropriation \$6,273,000
 Columbia River Basin Water Supply Development
 Account—State Appropriation \$30,000
 Watershed Restoration and Enhancement Bond
 Account—State Appropriation \$46,000
 State Taxable Building Construction Account—State
 Appropriation \$213,000
 Debt-Limit Reimbursable Bond Retirement Account—State
 Appropriation \$566,000
 TOTAL APPROPRIATION
 \$2,466,394,000

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriations are for expenditure into the debt-limit general fund bond retirement account.

NEW SECTION. Sec. 702. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO BE REIMBURSED AS PRESCRIBED BY STATUTE

Nondebt-Limit Reimbursable Bond Retirement
 Account—State Appropriation \$153,170,000
 School Construction and Skill Centers Building
 Account—State Appropriation \$4,000
 TOTAL APPROPRIATION
 \$153,174,000

The appropriation in this section is subject to the following conditions and limitations: The general fund appropriations are for expenditure into the nondebt-limit general fund bond retirement account.

NEW SECTION. Sec. 703. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES

General Fund—State Appropriation (FY 2020).. \$1,400,000
 General Fund—State Appropriation (FY 2021).. \$1,400,000
 State Building Construction Account—State Appropriation
 \$1,052,000
 Columbia River Basin Water Supply Development
 Account—State Appropriation \$6,000
 School Construction and Skill Centers Building
 Account—State Appropriation \$1,000
 Watershed Restoration and Enhancement Bond
 Account—State Appropriation \$9,000

State Taxable Building Construction Account—State
 Appropriation \$36,000
 TOTAL APPROPRIATION \$3,904,000

NEW SECTION. Sec. 704. FOR THE OFFICE OF FINANCIAL MANAGEMENT—EMERGENCY FUND

General Fund—State Appropriation (FY 2020) ... \$850,000
 General Fund—State Appropriation (FY 2021) ... \$850,000
 TOTAL APPROPRIATION \$1,700,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are for the governor's emergency fund for the critically necessary work of any agency.

NEW SECTION. Sec. 705. FOR THE OFFICE OF FINANCIAL MANAGEMENT—EDUCATION TECHNOLOGY REVOLVING ACCOUNT

General Fund—State Appropriation (FY 2020) \$9,000,000
 General Fund—State Appropriation (FY 2021) \$9,000,000
 TOTAL APPROPRIATION \$18,000,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for expenditure into the education technology revolving account for the purpose of covering ongoing operational and equipment replacement costs incurred by the K-20 educational network program in providing telecommunication services to network participants.

NEW SECTION. Sec. 706. FOR THE OFFICE OF FINANCIAL MANAGEMENT—SCHOOL EMPLOYEES' INSURANCE ADMINISTRATIVE ACCOUNT

General Fund—State Appropriation (FY 2020) \$10,000,000
 TOTAL APPROPRIATION \$10,000,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section, or so much thereof as may be necessary, is provided solely for expenditure into the school employees' administrative account for start-up costs for the school employees' benefits program pursuant to RCW 41.05.740. It is the intent of the legislature that this amount and amounts provided for this purpose in the 2017-2019 omnibus appropriations act, plus interest as determined by the treasurer, be repaid to the general fund—state by June 30, 2022.

NEW SECTION. Sec. 707. FOR THE OFFICE OF FINANCIAL MANAGEMENT—O'BRIEN BUILDING IMPROVEMENT

General Fund—State Appropriation (FY 2020) \$2,794,000

General Fund—State Appropriation (FY 2021) \$2,793,000
 TOTAL APPROPRIATION \$5,587,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the enterprise services account for payment of principal, interest, and financing expenses associated with the certificate of participation for the O'Brien building improvement, project number 20081007.

NEW SECTION. Sec. 708. FOR THE OFFICE OF FINANCIAL MANAGEMENT—CHERBERG BUILDING REHABILITATION

General Fund—State Appropriation (FY 2020) ... \$556,000
 General Fund—State Appropriation (FY 2021) ... \$556,000
 TOTAL APPROPRIATION \$1,112,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the enterprise services account for payment for the principal, interest, and financing expenses associated with the certificate of participation for the Cherberg building improvements, project number 2002-1-005.

NEW SECTION. Sec. 709. FOR THE STATE TREASURER—COUNTY PUBLIC HEALTH ASSISTANCE

General Fund—State Appropriation (FY 2020) \$36,386,000
 General Fund—State Appropriation (FY 2021) \$36,386,000
 TOTAL APPROPRIATION \$72,772,000

The appropriations in this section are subject to the following conditions and limitations: The state treasurer shall distribute the appropriations to the following counties and health districts in the amounts designated to support public health services, including public health nursing:

Health District	FY 2020	FY 2021	2019-2021 Biennium
Adams County Integrated Health Care Services	\$121,213	\$121,213	\$242,426
Asotin County Health District	\$159,890	\$159,890	\$319,780
Benton-Franklin Health District	\$1,614,337	\$1,614,337	\$3,228,674

Chelan-Douglas Health District	\$399,634	\$399,634	\$799,268	Lincoln County Health Department	\$113,917	\$113,917	\$227,834
Clallam County Health and Human Services Department	\$291,401	\$291,401	\$582,802	Mason County Public Health and Human Services	\$227,448	\$227,448	\$454,896
Clark County Public Health	\$1,767,341	\$1,767,341	\$3,534,682	Okanogan County Public Health	\$169,882	\$169,882	\$339,764
Skamania County Community Health	\$111,327	\$111,327	\$222,654	Pacific County Health and Human Services	\$169,075	\$169,075	\$338,150
Columbia County Health District	\$119,991	\$119,991	\$239,982	Tacoma-Pierce County Health Department	\$4,143,169	\$4,143,169	\$8,286,338
Cowlitz County Health and Human Services	\$477,981	\$477,981	\$955,962	San Juan County Health and Community Services	\$126,569	\$126,569	\$253,138
Garfield County Health District	\$93,154	\$93,154	\$186,308	Skagit County Health Department	\$449,745	\$449,745	\$899,490
Grant County Health District	\$297,761	\$297,761	\$595,522	Snohomish Health District	\$3,433,291	\$3,433,291	\$6,866,582
Grays Harbor Public Health and Social Services	\$335,666	\$335,666	\$671,332	Spokane Regional Health District	\$2,877,318	\$2,877,318	\$5,754,636
Island County Health Department	\$255,224	\$255,224	\$510,448	Northeast Tri-County Health District	\$249,303	\$249,303	\$498,606
Jefferson County Public Health	\$184,080	\$184,080	\$368,160	Thurston County Public Health and Social Services	\$1,046,897	\$1,046,897	\$2,093,794
Public Health - Seattle & King County	\$12,685,521	\$12,685,521	\$25,371,042	Wahkiakum County Health and Human Services	\$93,181	\$93,181	\$186,362
Kitsap Public Health District	\$997,476	\$997,476	\$1,994,952	Walla Walla County Department of Community Health	\$302,173	\$302,173	\$604,346
Kittitas County Public Health	\$198,979	\$198,979	\$397,958	Whatcom County Health Department	\$1,214,301	\$1,214,301	\$2,428,602
Klickitat County Public Health	\$153,784	\$153,784	\$307,568				
Lewis County Public Health and Social Services	\$263,134	\$263,134	\$526,268				

Whitman County Health Department	\$189,355	\$189,355	\$378,710
Yakima Health District	\$1,052,482	\$1,052,482	\$2,104,964
TOTAL APPROPRIATIONS	\$36,386,000	\$36,386,000	\$72,772,000

Kitsap County Clerk	\$22,242	\$18,127
Kittitas County Clerk	\$3,551	\$2,894
Klickitat County Clerk	\$2,151	\$1,753
Lewis County Clerk	\$10,340	\$8,427
Lincoln County Clerk	\$724	\$590
Mason County Clerk	\$5,146	\$4,194
Okanogan County Clerk	\$3,978	\$3,242
Pacific County Clerk	\$2,411	\$1,965
Pend Oreille County Clerk	\$611	\$498
Pierce County Clerk	\$77,102	\$62,837
San Juan County Clerk	\$605	\$493
Skagit County Clerk	\$11,059	\$9,013
Skamania County Clerk	\$1,151	\$938
Snohomish County Clerk	\$38,143	\$31,086
Spokane County Clerk	\$44,825	\$36,578
Stevens County Clerk	\$2,984	\$2,432
Thurston County Clerk	\$22,204	\$18,096
Wahkiakum County Clerk	\$400	\$326
Walla Walla County Clerk	\$4,935	\$4,022
Whatcom County Clerk	\$20,728	\$16,893
Whitman County Clerk	\$2,048	\$1,669
Yakima County Clerk	\$25,063	\$20,426

NEW SECTION. Sec. 710. FOR THE STATE TREASURER—COUNTY CLERK LEGAL FINANCIAL OBLIGATION GRANTS

General Fund—State Appropriation (FY 2020) ...\$541,000
 General Fund—State Appropriation (FY 2021) ...\$441,000
TOTAL APPROPRIATION ..\$982,000

The appropriations in this section are subject to the following conditions and limitations: By October 1st of each fiscal year, the state treasurer shall distribute the appropriations to the following county clerk offices in the amounts designated as grants for the collection of legal financial obligations pursuant to RCW 2.56.190:

County Clerk	FY 2020	FY 2021
Adams County Clerk	\$2,103	\$1,714
Asotin County Clerk	\$2,935	\$2,392
Benton County Clerk	\$18,231	\$14,858
Chelan County Clerk	\$7,399	\$6,030
Clallam County Clerk	\$5,832	\$4,753
Clark County Clerk	\$32,635	\$26,597
Columbia County Clerk	\$384	\$313
Cowlitz County Clerk	\$16,923	\$13,792
Douglas County Clerk	\$3,032	\$2,471
Ferry County Clerk	\$422	\$344
Franklin County Clerk	\$5,486	\$4,471
Garfield County Clerk	\$243	\$198
Grant County Clerk	\$10,107	\$8,237
Grays Harbor County Clerk	\$8,659	\$7,057
Island County Clerk	\$3,059	\$2,493
Jefferson County Clerk	\$1,859	\$1,515
King County Court Clerk	\$119,290	\$97,266

TOTAL APPROPRIATIONS	\$541,000	\$441,000
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NEW SECTION. Sec. 711. BELATED CLAIMS

The agencies and institutions of the state may expend moneys appropriated in this act, upon approval of the office of financial management, for the payment of supplies and services furnished to the agency or institution in prior fiscal biennia.

NEW SECTION. Sec. 712. FOR THE OFFICE OF FINANCIAL MANAGEMENT—ANDY HILL CANCER RESEARCH ENDOWMENT FUND MATCH TRANSFER ACCOUNT

Foundational Public Health Services Account—State
 Appropriation\$6,000,000

TOTAL APPROPRIATION \$6,000,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for expenditure into the Andy Hill cancer research endowment fund match transfer account per RCW 43.348.080 to fund the Andy Hill cancer research endowment program. Matching funds using the amounts appropriated in this section may not be used to fund new grants that exceed two years in duration.

NEW SECTION. Sec. 713. FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE EFFICIENCY AND RESTRUCTURING REPAYMENT

General Fund—State Appropriation (FY 2020) \$14,000

TOTAL APPROPRIATION \$14,000

The appropriation in this section is subject to the following conditions and limitations: The appropriations in this section are provided solely for expenditure into the cleanup settlement account on July 1, 2019, as repayment of moneys that were transferred to the state efficiency and restructuring account.

NEW SECTION. Sec. 714. FOR THE OFFICE OF FINANCIAL MANAGEMENT—COMMON SCHOOL CONSTRUCTION ACCOUNT

General Fund—State Appropriation (FY 2020) ... \$600,000

General Fund—State Appropriation (FY 2021) ... \$600,000

TOTAL APPROPRIATION \$1,200,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for expenditure into the common school construction account—state on July 1, 2019, and July 1, 2020, for an interest payment pursuant to RCW 90.38.130.

NEW SECTION. Sec. 715. FOR THE OFFICE OF FINANCIAL MANAGEMENT—NATURAL RESOURCES REAL PROPERTY REPLACEMENT ACCOUNT

General Fund—State Appropriation (FY 2020) ... \$300,000

General Fund—State Appropriation (FY 2021) ... \$300,000

TOTAL APPROPRIATION .. \$600,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for expenditure into the natural resources real property replacement account—state on July 1, 2019, and July 1, 2020, for an interest payment pursuant to RCW 90.38.130.

NEW SECTION. Sec. 716. FOR THE OFFICE OF FINANCIAL MANAGEMENT—COUNTY CRIMINAL JUSTICE ASSISTANCE ACCOUNT

General Fund—State Appropriation (FY 2020) ... \$227,000

General Fund—State Appropriation (FY 2021) ... \$227,000

TOTAL APPROPRIATION ...\$454,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section, or so much thereof as may be necessary, are provided solely for expenditure into the county criminal justice assistance account—state. The treasurer shall make quarterly distributions from the county criminal justice assistance account of the amounts provided in this section in accordance with RCW 82.14.310 for the purposes of reimbursing local jurisdictions for increased costs incurred as a result of the mandatory arrest of repeat offenders pursuant to chapter 35, Laws of 2013 2nd sp. sess. The appropriations and distributions made under this section constitute appropriate reimbursement for costs for any new programs or increased level of services for the purposes of RCW 43.135.060.

NEW SECTION. Sec. 717. FOR THE OFFICE OF FINANCIAL MANAGEMENT—MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT

General Fund—State Appropriation (FY 2020) ...\$133,000

General Fund—State Appropriation (FY 2021) ...\$133,000

TOTAL APPROPRIATION ...\$266,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section, or so much thereof as may be necessary, are appropriated for expenditure into the municipal criminal justice assistance account. The treasurer shall make quarterly distributions from the municipal criminal justice assistance account of the amounts provided in this section in accordance with RCW 82.14.320 and 82.14.330, for the purposes of reimbursing local jurisdictions for increased costs incurred as a result of the mandatory arrest of repeat offenders pursuant to chapter 35, Laws of 2013 2nd sp. sess. The appropriations and distributions made under this section constitute appropriate reimbursement for costs for any new programs or increased level of services for the purposes of RCW 43.135.060.

NEW SECTION. Sec. 718. FOR THE OFFICE OF FINANCIAL MANAGEMENT—HOME VISITING SERVICES ACCOUNT

General Fund—State Appropriation (FY 2020) \$4,303,000

General Fund—State Appropriation (FY 2021) \$5,562,000

TOTAL APPROPRIATION \$9,865,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the home visiting services account for the home visiting program.

NEW SECTION. Sec. 719. FOR THE OFFICE OF FINANCIAL MANAGEMENT—INFORMATION TECHNOLOGY INVESTMENT POOL

General Fund—State Appropriation (FY 2020) . \$7,628,000

General Fund—State Appropriation (FY 2021) . \$5,191,000

General Fund—Federal Appropriation \$4,608,000

General Fund—Private/local Appropriation	\$213,000
Other Appropriated Funds	\$56,530,000
TOTAL	APPROPRIATION
.....	\$74,170,000

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. Funds in the account are provided solely for the information technology projects shown in LEAP omnibus document IT-2019, dated April 25, 2019, which is hereby incorporated by reference. To facilitate the transfer of moneys from other funds and accounts that are associated with projects contained in LEAP omnibus document IT-2019, dated April 25, 2019, 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.

(2) Agencies must apply to the office of financial management and the office of the chief information officer to receive funding from the information technology investment revolving account. The office of financial management must notify the fiscal committees of the legislature of the receipt of each application and may not approve a funding request for ten business days from the date of notification.

(3) Allocations and allotments of information technology investment revolving account must be made for discrete stages of projects as determined by the technology budget approved by the office of the state chief information officer and office of financial management. Fifteen percent of total funding allocated by the office of financial management, or another amount as defined jointly by the office of financial management and the office of the state chief information officer, will be retained in the account, but remain allocated to that project. The retained funding will be released to the agency only after successful completion of that stage of the project. For the military department enhanced 911 next generation project, the amount retained is increased to at least twenty percent of total funding allocated for any stage of that project.

(4)(a) Each project must have a technology budget. The technology budget must use a method similar to the state capital budget, identifying project costs, each fund source, and anticipated deliverables through each stage of the entire project investment and across fiscal periods and biennia from project onset through implementation and close out.

(b) As part of the development of a technology budget and at each request for funding, the agency shall submit detailed financial information to the office of financial management and the office of the state chief information officer. The technology budget must describe the total cost of the project by fiscal month to include and identify:

- (i) Fund sources;

- (ii) Full time equivalent staffing level to include job classification assumptions;

- (iii) A discreet appropriation index and program index;

- (iv) Object and subobject codes of expenditures; and

- (v) Anticipated deliverables.

(5)(a) Each project must have an investment plan that includes:

- (i) An organizational chart of the project management team that identifies team members and their roles and responsibilities;

- (ii) The office of the state chief information officer staff assigned to the project;

- (iii) An implementation schedule covering activities, critical milestones, and deliverables at each stage of the project for the life of the project at each agency affected by the project;

- (iv) Performance measures used to determine that the project is on time, within budget, and meeting expectations for quality of work product;

- (v) Ongoing maintenance and operations cost of the project post implementation and close out delineated by agency staffing, contracted staffing, and service level agreements; and

- (vi) Financial budget coding to include at least discreet program index and subobject codes.

(6) Projects with estimated costs greater than one hundred million dollars from initiation to completion and implementation may be divided into discrete subprojects as determined by the office of the state chief information officer. Each subproject must have a technology budget and investment plan as provided in this section.

(7)(a) The office of the state chief information officer shall maintain an information technology project dashboard that provides updated information each fiscal month on projects subject to this section. This includes:

- (i) Project changes each fiscal month;

- (ii) Noting if the project has a completed market requirements document;

- (iii) Financial status of information technology projects under oversight; and

- (iv) Coordination with agencies.

(b) The dashboard must retain a roll up of the entire project cost, including all subprojects, that can be displayed the subproject detail.

(8) If the project affects more than one agency:

- (a) A separate technology budget and investment plan must be prepared for each agency; and

- (b) The dashboard must contain a statewide project technology budget roll up that includes each affected agency at the subproject level.

(9) For any project that exceeds two million dollars in total funds to complete, requires more than one biennium to complete, or is financed through financial contracts, bonds, or other indebtedness:

(a) Quality assurance for the project must report independently to the office of the chief information officer;

(b) The office of the chief information officer must review, and, if necessary, revise the proposed project to ensure it is flexible and adaptable to advances in technology;

(c) The technology budget must specifically identify the uses of any financing proceeds. No more than thirty percent of the financing proceeds may be used for payroll-related costs for state employees assigned to project management, installation, testing, or training;

(d) The agency must consult with the office of the state treasurer during the competitive procurement process to evaluate early in the process whether products and services to be solicited and the responsive bids from a solicitation may be financed; and

(e) The agency must consult with the contracting division of the department of enterprise services for a review of all contracts and agreements related to the project's information technology procurements.

(10) The office of the state chief information officer must evaluate the project at each stage and certify whether the project is planned, managed, and meeting deliverable targets as defined in the project's approved technology budget and investment plan.

(11) The office of the state chief information officer may suspend or terminate a project at any time if it determines that the project is not meeting or not expected to meet anticipated performance and technology outcomes. Once suspension or termination occurs, the agency shall unallot any unused funding and shall not make any expenditure for the project without the approval of the office of financial management.

(12) The office of the state chief information officer, in consultation with the office of financial management, may identify additional projects to be subject to this section, including projects that are not separately identified within an agency budget.

(13) Any cost to administer or implement this section for projects listed in subsection (1) of this section, must be paid from the information technology investment revolving account. For any other information technology project made subject to the conditions, limitations, and review of this section, the cost to implement this section must be paid from the funds for that project.

(14) The information technology feasibility study of the Washington state gambling commission is subject to the conditions, limitations, and review in this section.

(15) The learning management system project of the department of enterprise services is subject to the conditions, limitations, and review in this section.

(16) The gambling self-exclusion program project of the Washington state gambling commission is subject to the conditions, limitations, and review in this section.

NEW SECTION. Sec. 720. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS— CONTRIBUTIONS TO RETIREMENT SYSTEMS

(1) The appropriations in this section are subject to the following conditions and limitations: The appropriations for the law enforcement officers' and firefighters' retirement system shall be made on a monthly basis consistent with chapter 41.45 RCW, and the appropriations for the judges and judicial retirement systems shall be made on a quarterly basis consistent with chapters 2.10 and 2.12 RCW.

(2) There is appropriated for state contributions to the law enforcement officers' and firefighters' retirement system:

General Fund—State Appropriation (FY 2020)	\$73,000,000
General Fund—State Appropriation (FY 2021)	\$75,800,000
TOTAL	APPROPRIATION
.....	\$148,800,000

(3) There is appropriated for contributions to the judicial retirement system:

General Fund—State Appropriation (FY 2020)	..\$1,545,000
Pension Funding Stabilization Account—State	
Appropriation	\$13,855,000
TOTAL	APPROPRIATION
.....	\$15,400,000

(4) There is appropriated for contributions to the judges' retirement system:

General Fund—State Appropriation (FY 2020)	.....\$400,000
General Fund—State Appropriation (FY 2021)	.....\$400,000
TOTAL APPROPRIATION	...\$800,000

(5) There is appropriated for state contributions to the volunteer firefighters' and reserve officers' relief and pension principal fund:

Volunteer Firefighters' and Reserve Officers'	
Administrative Account—State Appropriation	.....\$15,532,000
TOTAL	APPROPRIATION
.....	\$15,532,000

NEW SECTION. Sec. 721. FOR THE OFFICE OF FINANCIAL MANAGEMENT—LEASE COST POOL

General Fund—State Appropriation (FY 2020)	..\$3,788,000
General Fund—State Appropriation (FY 2021)	..\$4,082,000
General Fund—Federal Appropriation.....	\$4,488,000
Other Appropriated Funds.....	\$1,740,000

TOTAL	APPROPRIATION
.....	\$14,098,000

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 state agency office relocation pool account created in RCW 43.41.455.

(2) Costs are as shown in LEAP omnibus document LEAS-2019, dated April 25, 2019, which is hereby incorporated by reference.

(3) To facilitate the transfer of moneys from other funds and accounts that are associated with office relocations contained in LEAP omnibus document LEAS-2019, dated April 25, 2019, the state treasurer is directed to transfer moneys from other funds and accounts in an amount not to exceed \$1,740,000 to the lease cost pool in accordance with schedules provided by the office of financial management.

(4) Agencies may apply to the office of financial management to receive funds from the state agency office relocation pool account, in an amount not to exceed the amount identified in the LEAP omnibus document LEAS-2019, dated April 25, 2019. Prior to applying, agencies must submit to the office of financial management statewide oversight office a relocation plan that identifies estimated project costs, including how the lease aligns to the agency's six year leased facility plan.

NEW SECTION. Sec. 722. FOR THE STATE TREASURER—STATE REVENUE DISTRIBUTIONS TO CITIES FOR TEMPORARY STREAMLINED SALES TAX MITIGATION

General Fund—State Appropriation (FY 2020) . \$7,100,000

General Fund—State Appropriation (FY 2021) . \$9,300,000

TOTAL	APPROPRIATION
.....	\$16,400,000

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

(1) In order to mitigate local sales tax revenue net losses as a result of the sourcing provisions of the streamlined sales and use tax agreement under Title 82 RCW, the state treasurer, on October 1, 2019, and each calendar quarter thereafter through June 30, 2021, must distribute the appropriations in this section to qualified local taxing districts to mitigate actual net losses as determined under this section by the department of revenue.

(2) In determining net losses under this section, the department must use each qualified local taxing district's annual loss as most recently determined pursuant to RCW 82.14.500 prior to January 1, 2019. The department is not required to determine annual losses on a recurring basis, but may make any adjustments to annual losses as it deems proper as a result of the annual reviews. Each calendar quarter, distributions must be made by the state treasurer on the last working day of the calendar quarter, as directed by the department, to each qualified local taxing district in an amount representing one-fourth of the district's annual loss

reduced by voluntary compliance revenue reported during the previous calendar quarter and marketplace facilitator/remote seller revenue reported during the previous calendar quarter.

(3) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Loss" or "losses" means the local sales and use tax revenue reduction to a qualified local taxing district resulting from the sourcing provisions in RCW 82.14.490 and section 502, chapter 6, Laws of 2007, as most recently determined by the department under RCW 82.14.500 prior to January 1, 2019, including any adjustments made pursuant to subsection (2) of this section.

(b) "Marketplace facilitator/remote seller revenue" means the local sales and use tax revenue gain, including taxes voluntarily remitted and taxes collected from consumers, to each qualified local taxing district from part II of chapter 28, Laws of 2017 3rd sp. sess. and from chapter 8, Laws of 2019 (Substitute Senate Bill No. 5581), as estimated by the department in RCW 82.14.500(6). "Marketplace facilitator/remote seller revenue" includes the local sales tax revenue gain reported to the department from remote sellers as defined in RCW 82.08.010 that have registered through the central registration system authorized under the streamlined sales and use tax agreement.

(c) "Net loss" or "net losses" means a loss offset by any voluntary compliance revenue and marketplace facilitator/remote seller revenue.

(d) "Qualified local taxing district" means a city:

(i) That was eligible for streamlined sales tax mitigation payments of at least fifty thousand dollars under RCW 82.14.500 in calendar year 2018, based on the calculation and analysis required under RCW 82.14.500(3)(a); and

(ii) That has a continued local sales tax revenue loss as a result of the sourcing provision of the streamlined sales and use tax agreement under Title 82 RCW, as determined by the department.

(e) "Voluntary compliance revenue" means the local sales tax revenue gain to each qualified local taxing district reported to the department from persons registering through the central registration system authorized under the agreement.

NEW SECTION. Sec. 723. FOR THE OFFICE OF FINANCIAL MANAGEMENT—AGENCY EFFICIENCIES

General Fund—State Appropriation (FY 2020) (\$11,164,000)

General Fund—State Appropriation (FY 2021) (\$11,164,000)

Education Legacy Trust Account—State Appropriation (\$182,000)

TOTAL	APPROPRIATION
.....	(\$22,510,000)

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

(1) The legislature is committed to promoting a state government culture of continual improvement and efficiencies in state spending.

(2) Funding is adjusted for agency and institution appropriations to reflect savings from actions taken to lower overtime costs, professional service contracts, travel, goods and services, and capital outlays by one percent in fiscal year 2020 and one percent in fiscal year 2021. If agency or client service delivery needs require a deviation from the cost centers identified in this section, agencies and institutions may modify spending in an alternate manner to achieve the required savings. Agencies and institutions with fewer than one hundred full-time equivalent staff are not subject to the appropriation adjustments in this section.

(3) The office of financial management must reduce allotments in accordance with LEAP omnibus document SCNK-2019, dated April 26, 2019, and adjust appropriation schedules accordingly.

NEW SECTION. Sec. 724. FOR THE DEPARTMENT OF AGRICULTURE—NORTHEAST WASHINGTON WOLF-LIVESTOCK MANAGEMENT ACCOUNT

General Fund—State Appropriation (FY 2020) \$432,000
 TOTAL APPROPRIATION .. \$432,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the northeast Washington wolf-livestock management account for the deployment of nonlethal wolf deterrence resources as provided in chapter 16.76 RCW.

NEW SECTION. Sec. 725. FOR THE OFFICE OF FINANCIAL MANAGEMENT—HEALTH PROFESSIONS ACCOUNT

Dedicated Marijuana Account—State Appropriation
 (FY 2020)..... \$701,000
 TOTAL APPROPRIATION .. \$701,000

The appropriation in this section is subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the health professions account to reimburse the account for costs incurred by the department of health for the development and administration of the marijuana authorization database.

NEW SECTION. Sec. 726. FOR THE OFFICE OF FINANCIAL MANAGEMENT—LONG-TERM SERVICES AND SUPPORTS ACCOUNT

General Fund—State Appropriation (FY 2020) . \$1,231,000
 General Fund—State Appropriation (FY 2021)
 \$15,309,000
 TOTAL APPROPRIATION
 \$16,540,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the long-term services and supports account pursuant to Second Substitute House Bill No. 1087 (long-term services and supports). This constitutes a loan from the general fund and must be repaid, with interest, to the general fund by June 30, 2022. If Second Substitute House Bill No. 1087 (long-term services and supports) is not enacted by June 30, 2019, the amounts appropriated in this section shall lapse.

NEW SECTION. Sec. 727. FOR THE HEALTH CARE AUTHORITY—INDIAN HEALTH IMPROVEMENT REINVESTMENT ACCOUNT

General Fund—State Appropriation (FY 2021)\$708,000
 TOTAL APPROPRIATION...\$708,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the Indian health improvement reinvestment account created in Senate Bill No. 5415 (Indian health improvement). If the bill is not enacted by June 30, 2019, the amount provided in this section shall lapse.

NEW SECTION. Sec. 728. FOR THE OFFICE OF FINANCIAL MANAGEMENT—FOUNDATIONAL PUBLIC HEALTH SERVICES

General Fund—State Appropriation (FY 2020) . \$5,000,000
 General Fund—State Appropriation (FY 2021) . \$5,000,000
 Foundational Public Health Services Account—State
 Appropriation\$12,000,000
 TOTAL APPROPRIATION
\$22,000,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for distribution as provided in section 2, chapter 14, Laws of 2019 (foundational public health services).

NEW SECTION. Sec. 729. FOR THE GAMBLING COMMISSION—PROBLEM GAMBLING TASK FORCE

General Fund—State Appropriation (FY 2020)\$100,000
 TOTAL APPROPRIATION...\$100,000

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

(1) The appropriation in this section is provided solely for expenditure into the gambling revolving account for the gambling commission to contract for a facilitator to staff and assist with a joint legislative task force on problem gambling as provided in subsection (2) of this section. At a minimum, the contract must provide for the facilitation of meetings, to moderate the discussion, provide objective facilitation and negotiation between work group members, ensure participants receive information and guidance to assist in their preparation and timely response for meetings,

and to synthesize agreements and recommendations ensuring the task force meets its reporting requirements.

(2) A joint legislative task force on problem gambling is created. The task force membership is composed of:

(a) One member from each of the two largest caucuses of the senate, appointed by the president of the senate;

(b) One member from each of the two largest caucuses in the house of representatives, appointed by the speaker of the house of representatives;

(c) A representative from the health care authority;

(d) A representative from the department of health;

(e) A representative from the gambling commission;

(f) A representative from the state lottery;

(g) A representative from the horse racing commission;

(h) A representative from a nonprofit organization with experience in problem gambling treatment and recovery services;

(i) Two representatives with experience in problem gambling treatment and recovery services, at least one of whom must be from a federally recognized Indian tribe;

(j) A member of the public who is impacted by a gambling problem or gambling disorder;

(k) A representative from a problem gambling recovery group or organization;

(l) A representative from a mental health provider group or organization;

(m) A representative from a licensed gambling business or organization;

(n) A representative from a federally recognized tribal gaming operation, group, or organization; and

(o) Other representatives from federally recognized Indian tribes, state agency representatives, or stakeholder group representatives, at the discretion of the task force, for the purpose of participating in specific topic discussions or subcommittees.

(3) The task force shall engage in the following activities:

(a) Review findings of the gambling commission's problem gambling study and report completed in 2018-2019;

(b) Review existing prevention, treatment, and recovery services to address problem gambling and gambling disorders in this state by public, private, and nonprofit entities;

(c) Review existing programs, services, and treatment to address problem gambling and gambling disorders in other states and the federal government;

(d) Make recommendations to the legislature regarding:

(i) How to proceed forward with a state prevalence study measuring the adult participation in gambling and adult problem gambling in this state;

(ii) Whether this state should expand state funding for prevention, treatment, and recovery services to address the need for these programs; and

(iii) What steps the state should take to improve the current licensing and certification of problem gambling providers to meet the current and projected future demand for services; and

(e) Identify additional problem gambling areas for consideration and any actions needed to ensure the state and/or regulatory agencies are effectively addressing problem gambling in an attempt to reduce the number of persons impacted by this disorder.

(5) Staff support for the task force must be provided by the agencies, departments, and commissions identified in subsection (2)(c) through (g) of this section. The state agencies, departments, and commissions identified in subsection (2)(c) through (g) of this section may enter into an interagency agreement related to the provision of staff support for the task force. Unless it is expressly provided for in the agreement between the agencies, departments, and commissions, nothing in this subsection requires staff of each of the agencies, departments, and commissions identified in subsection (1)(c) through (g) of this section to provide staff support to the task force.

(6) Legislative members of the task force are reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members are not entitled to be reimbursed for travel expenses if they are elected officials or are participating on behalf of an employer, governmental entity, or other organization. Any reimbursement for other nonlegislative members is subject to chapter 43.03 RCW.

(7) The task force shall submit a preliminary report of recommendations to the appropriate committees of the legislature by November 1, 2020, and a final report by November 30, 2021.

NEW SECTION. Sec. 730. FOR THE OFFICE OF FINANCIAL MANAGEMENT—OUTDOOR EDUCATION AND RECREATION ACCOUNT

General Fund—State Appropriation (FY 2020) ...\$750,000

General Fund—State Appropriation (FY 2021) ...\$750,000

TOTAL APPROPRIATION \$1,500,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the outdoor education and recreation account for the state parks and recreation commission's outdoor education and recreation program purposes identified in RCW 79A.05.351.

NEW SECTION. Sec. 731. FOR THE OFFICE OF FINANCIAL MANAGEMENT—COMMUNICATION SERVICES REFORM

General Fund—State Appropriation (FY 2020) \$2,000,000
 General Fund—State Appropriation (FY 2021) \$2,000,000
 TOTAL APPROPRIATION \$4,000,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for expenditure into the universal communications services fund to fund the temporary universal communications services program pursuant to Second Substitute Senate Bill No. 5511 (broadband service). If the bill is not enacted by June 30, 2019, the amounts appropriated in this section shall lapse.

PART VIII

OTHER TRANSFERS AND APPROPRIATIONS

NEW SECTION. Sec. 801. FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premium distributions \$10,528,000
 General Fund Appropriation for prosecuting attorney distributions \$7,014,000
 General Fund Appropriation for boating safety and education distributions \$4,000,000
 General Fund Appropriation for public utility district excise tax distributions \$65,216,000
 Death Investigations Account Appropriation for distribution to counties for publicly funded autopsies \$3,464,000
 Aquatic Lands Enhancement Account Appropriation for harbor improvement revenue distributions \$140,000
 Timber Tax Distribution Account Appropriation for distribution to "timber" counties \$84,366,000
 County Criminal Justice Assistance Appropriation \$106,123,000
 Municipal Criminal Justice Assistance Appropriation \$42,084,000
 City-County Assistance Appropriation \$33,218,000
 Liquor Excise Tax Account Appropriation for liquor excise tax distribution \$64,079,000
 Streamlined Sales and Use Tax Mitigation Account Appropriation for distribution to local taxing jurisdictions to mitigate the unintended revenue redistributions effect of sourcing law changes \$2,220,000
 Columbia River Water Delivery Account Appropriation

for the Confederated Tribes of the Colville Reservation.....\$8,379,000
 Columbia River Water Delivery Account Appropriation for the Spokane Tribe of Indians\$5,737,000
 Liquor Revolving Account Appropriation for liquor profits distribution\$98,876,000
 General Fund Appropriation for other tax distributions.....\$80,000
 General Fund Appropriation for Marijuana Excise Tax distributions\$30,000,000
 General Fund Appropriation for Habitat Conservation Program distributions\$5,754,000
 General Fund Appropriation for payment in-lieu of taxes to counties under Department of Fish and Wildlife program\$3,993,000
 Puget Sound Taxpayer Accountability Account Appropriation for distribution to counties in amounts not to exceed actual deposits into the account and attributable to those counties' share pursuant to RCW 43.79.520. If a county eligible for distributions under RCW 43.79.520 has not adopted a sales and use tax under RCW 82.14.460 before July 1, 2019, then to prevent these distributions from supplanting existing local funding for vulnerable populations, the distributions are subject to the procedural requirements in this section. Before the county may receive distributions, it must provide a final budget for the distributions, submit the final budget to the department of commerce, and publish the final budget on its web site. To develop this final budget, under RCW 36.40.040 the county must develop and hold hearings on a preliminary budget that is separate from other appropriations ordinances or resolutions, and it must consult stakeholders, including community service organizations, and must consider input received during this process. Before holding a hearing on the preliminary budget, the county must notify local

governments in the county that are within the borders of the regional transit authority, and legislators whose districts are within those borders. The county must then adopt a final budget under RCW 36.40.080 for the distributions that is separate from other appropriations ordinances or resolutions. After the county submits its final budget for the distributions to the department of commerce, the department must notify the state treasurer, who may then make the distributions to the county..... \$28,683,000

TOTAL	APPROPRIATION
.....	\$603,954,000

The total expenditures from the state treasury under the appropriations in this section shall not exceed the funds available under statutory distributions for the stated purposes.

NEW SECTION. Sec. 802. FOR THE STATE TREASURER—FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE ACCOUNT

Impaired Driving Safety Appropriation..... \$1,933,000

The appropriation in this section is subject to the following conditions and limitations: The amount appropriated in this section shall be distributed quarterly during the 2019-2021 fiscal biennium in accordance with RCW 82.14.310. This funding is provided to counties for the costs of implementing criminal justice legislation including, but not limited to: Chapter 206, Laws of 1998 (drunk driving penalties); chapter 207, Laws of 1998 (DUI penalties); chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition interlock violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter 215, Laws of 1998 (DUI provisions).

NEW SECTION. Sec. 803. FOR THE STATE TREASURER—MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT

Impaired Driving Safety Appropriation..... \$1,289,000

The appropriation in this section is subject to the following conditions and limitations: The amount appropriated in this section shall be distributed quarterly during the 2019-2021 fiscal biennium to all cities ratably based on population as last determined by the office of financial management. The distributions to any city that substantially decriminalizes or repeals its criminal code after July 1, 1990, and that does not reimburse the county for costs associated with criminal cases under RCW 3.50.800 or 3.50.805(2), shall be made to the county in which the city is located. This funding is provided to cities for the costs of implementing criminal justice legislation including, but not

limited to: Chapter 206, Laws of 1998 (drunk driving penalties); chapter 207, Laws of 1998 (DUI penalties); chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition interlock violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter 215, Laws of 1998 (DUI provisions).

NEW SECTION. Sec. 804. FOR THE STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION

General Fund Appropriation for federal flood control funds distribution	\$66,000
General Fund Appropriation for federal grazing fees distribution	\$45,000
General Fund Appropriation for federal military fees distribution	\$487,000
Forest Reserve Fund Appropriation for federal forest reserve fund distribution.....	\$4,980,000

The total expenditures from the state treasury under the appropriations in this section shall not exceed the funds available under statutory distributions for the stated purposes.

NEW SECTION. Sec. 805. FOR THE STATE TREASURER—TRANSFERS

Dedicated Marijuana Account: For transfer to the basic health plan trust account, the lesser of the amount determined pursuant to RCW 69.50.540 or this amount for fiscal year 2020, \$195,000,000 and this amount for fiscal year 2021, \$199,000,000.....	\$394,000,000
Dedicated Marijuana Account: For transfer to the state general fund, the lesser of the amount determined pursuant to RCW 69.50.540 or this amount for fiscal year 2020, \$136,000,000 and this amount for fiscal year 2021, \$138,000,000	\$274,000,000
Aquatic Lands Enhancement Account: For transfer to the clean up settlement account as repayment of the loan provided in section 3022(2), chapter 2, Laws of 2012 2nd sp. sess. (ESB 6074, 2012 supplemental capital budget), \$620,000 for fiscal year 2020 and \$620,000 for fiscal year 2021	\$1,240,000
Tobacco Settlement Account: For transfer to the state general fund, in an amount not to exceed the	

actual amount of the annual base payment to the tobacco settlement account for fiscal year 2020 \$90,000,000
Tobacco Settlement Account: For transfer to the state general fund, in an amount not to exceed the actual amount of the annual base payment to the tobacco settlement account for fiscal year 2021 \$90,000,000
General Fund: For transfer to the statewide tourism marketing account, \$1,500,000 for fiscal year 2020 and \$1,500,000 for fiscal year 2021 \$3,000,000
General Fund: For transfer to the streamlined sales and use tax account, \$2,220,000 for fiscal year 2020 \$2,220,000
Criminal Justice Treatment Account: For transfer to the home security fund, \$4,500,000 for fiscal year 2020 and \$4,500,000 for fiscal year 2021 \$9,000,000
State Treasurer's Service Account: For transfer to the state general fund, \$8,000,000 for fiscal year 2020 and \$8,000,000 for fiscal year 2021 \$16,000,000
Disaster Response Account: For transfer to the state general fund, \$28,000,000 for fiscal year 2021 \$28,000,000
General Fund: For transfer to the fair fund under RCW 15.76.115, \$2,000,000 for fiscal year 2020 and \$2,000,000 for fiscal year 2021 \$4,000,000
Energy Freedom Account: For transfer to the general fund, \$1,000,000 or as much thereof that represents the balance in the account for fiscal year 2020 \$1,000,000
Financial Services Regulation Account: For transfer to the state general fund, \$3,500,000 for fiscal year 2020 and \$3,500,000 for fiscal year 2021 \$7,000,000
Aquatic Lands Enhancement Account: For transfer to the geoduck aquaculture research account, \$400,000 for fiscal year 2020 and \$400,000 for fiscal year 2021 \$800,000
Public Works Assistance Account: For transfer to

the education legacy trust account, \$80,000,000 for fiscal year 2020 and \$80,000,000 for fiscal year 2021 \$160,000,000
Model Toxics Control Operating Account: For transfer to the clean up settlement account as repayment of the loan provided in section 3022(2), chapter 2, Laws of 2012 2nd sp. sess. (ESB 6074, 2012 supplemental capital budget), \$620,000 for fiscal year 2020 and \$620,000 for fiscal year 2021 \$1,240,000
Marine Resources Stewardship Trust Account: For transfer to the aquatic lands enhancement account, \$160,000 for fiscal year 2020 \$160,000
Water Pollution Control Revolving Administration Account: For transfer to the water pollution control revolving account, \$4,500,000 for fiscal year 2020 \$4,500,000
Oil Spill Response Account: For transfer to the oil spill prevention account for the military department to continue assisting local emergency planning committees statewide with hazardous materials plans that meet minimum federal requirements, \$520,000 for fiscal year 2020 and \$520,000 for fiscal year 2021 \$1,040,000

PART IX

MISCELLANEOUS

NEW SECTION. Sec. 901. EXPENDITURE AUTHORIZATIONS

The appropriations contained in this act are maximum expenditure authorizations. Pursuant to RCW 43.88.037, moneys disbursed from the treasury on the basis of a formal loan agreement shall be recorded as loans receivable and not as expenditures for accounting purposes. To the extent that moneys are disbursed on a loan basis, the corresponding appropriation shall be reduced by the amount of loan moneys disbursed from the treasury during the 2017-2019 fiscal biennium.

NEW SECTION. Sec. 902. EMERGENCY FUND ALLOCATIONS

Whenever allocations are made from the governor's emergency fund appropriation to an agency that is financed in whole or in part by other than general fund moneys, the director of financial management may direct the repayment of such allocated amount to the general fund from any

balance in the fund or funds which finance the agency. An appropriation is not necessary to effect such repayment.

NEW SECTION. Sec. 903. STATUTORY APPROPRIATIONS

In addition to the amounts appropriated in this act for revenues for distribution, state contributions to the law enforcement officers' and firefighters' retirement system plan 2 and bond retirement and interest, including ongoing bond registration and transfer charges, transfers, interest on registered warrants, and certificates of indebtedness, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under chapters 39.94, 39.96, and 39.98 RCW or any proper bond covenant made under law.

NEW SECTION. Sec. 904. BOND EXPENSES

In addition to such other appropriations as are made by this act, there is hereby appropriated to the state finance committee from legally available bond proceeds in the applicable construction or building funds and accounts such amounts as are necessary to pay the expenses incurred in the issuance and sale of the subject bonds.

NEW SECTION. Sec. 905. VOLUNTARY RETIREMENT AND SEPARATION

(1) As a management tool to reduce costs and make more effective use of resources, while improving employee productivity and morale, agencies may implement either a voluntary retirement or separation program, or both, that is cost neutral or results in cost savings, including costs to the state pension systems, over a two-year period following the commencement of the program, provided that such a program is approved by the director of financial management. Agencies participating in this authorization may offer voluntary retirement and/or separation incentives and options according to procedures and guidelines established by the office of financial management in consultation with the department of retirement systems. The options may include, but are not limited to, financial incentives for voluntary separation or retirement. An employee does not have a contractual right to a financial incentive offered under this section. The office of financial management and the department of retirement systems may review and monitor incentive offers. Agencies are required to submit a report by the date established by the office of financial management in the guidelines required in this section to the legislature and the office of financial management on the outcome of their approved incentive program. The report should include information on the details of the program, including the incentive payment amount for each participant, the total cost to the state, and the projected or actual net dollar savings over the two-year period.

(2) The department of retirement systems may collect from employers the actuarial cost of any incentive provided under this program, or any other incentive to retire provided by employers to members of the state's pension systems, for deposit in the appropriate pension account.

NEW SECTION. Sec. 906. COLLECTIVE BARGAINING AGREEMENTS NOT IMPAIRED

Nothing in this act prohibits the expenditure of any funds by an agency or institution of the state for benefits guaranteed by any collective bargaining agreement in effect on the effective date of this section.

NEW SECTION. Sec. 907. COLLECTIVE BARGAINING AGREEMENTS

The following sections represent the results of the 2019-2021 collective bargaining process required under the provisions of chapters 41.80, 41.56, and 74.39A RCW. Provisions of the collective bargaining agreements contained in sections 908 through 944 of this act are described in general terms. Only major economic terms are included in the descriptions. These descriptions do not contain the complete contents of the agreements. The collective bargaining agreements contained in Part IX of this act may also be funded by expenditures from nonappropriated accounts. If positions are funded with lidded grants or dedicated fund sources with insufficient revenue, additional funding from other sources is not provided.

NEW SECTION. Sec. 908. COLLECTIVE BARGAINING AGREEMENT—WFSE

An agreement has been reached between the governor and the Washington federation of state employees under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, premium pay for employees who work in King county, and establishment of a new information technology professional compensation structure.

NEW SECTION. Sec. 909. COLLECTIVE BARGAINING AGREEMENT—WFSE DEPARTMENT OF CORRECTIONS UNIQUE CLASSIFICATIONS

An agreement has been reached between the governor and the Washington federation of state employees general government for department of corrections unique classifications through an interest arbitration award as provided in a memorandum of understanding between the parties and under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. In addition to the economic provisions applicable to all employees covered by the agreement in section 908 of this act, funding is provided for the awarded increases for targeted job classifications ranging from five to ten percent.

NEW SECTION. Sec. 910. COLLECTIVE BARGAINING AGREEMENT—WPEA

An agreement has been reached between the governor and the Washington public employees association general government under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective

July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, premium pay for employees who work in King county, and establishment of a new information technology professional compensation structure.

NEW SECTION. Sec. 911. COLLECTIVE BARGAINING AGREEMENT—WAFWP

An agreement has been reached between the governor and the Washington association of fish and wildlife professionals under the provisions of chapter 41.80 RCW. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, premium pay for employees who work in King county, and establishment of a new information technology professional compensation structure.

NEW SECTION. Sec. 912. COLLECTIVE BARGAINING AGREEMENT—PTE LOCAL 17

An agreement has been reached between the governor and the professional and technical employees local 17 under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications and premium pay for employees who work in King county.

NEW SECTION. Sec. 913. COLLECTIVE BARGAINING AGREEMENT—SEIU HEALTHCARE 1199NW

An agreement has been reached between the governor and the service employees international union healthcare 1199nw under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications and additional nurses' premium pay.

NEW SECTION. Sec. 914. COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF CORRECTIONS

An agreement has been reached between the governor and the international brotherhood of teamsters local 117 for the department of corrections through an interest arbitration award as provided in a memorandum of understanding between the parties and chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for the awarded four percent general wage increase effective July 1, 2019, four percent general wage increase effective July 1, 2020, and salary adjustments for targeted job classifications. The agreement also includes and funding is provided for salary adjustments for other targeted job classifications.

NEW SECTION. Sec. 915. COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF ENTERPRISE SERVICES

An agreement has been reached between the governor and the international brotherhood of teamsters local 117 for the department of enterprise services under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications.

NEW SECTION. Sec. 916. COLLECTIVE BARGAINING AGREEMENT—COALITION OF UNIONS

An agreement has been reached between the governor and the coalition of unions under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, premium pay for employees who work in King county, loan repayments for eligible physicians and psychiatrists, and recruitment incentives for psychiatrists.

NEW SECTION. Sec. 917. COLLECTIVE BARGAINING AGREEMENT—WFSE HIGHER EDUCATION COMMUNITY COLLEGE COALITION

An agreement has been reached between the governor and the Washington federation of state employees community college coalition under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, premium pay for employees who work in King county, and establishment of a new information technology professional compensation structure.

NEW SECTION. Sec. 918. COLLECTIVE BARGAINING AGREEMENT—WPEA HIGHER EDUCATION COMMUNITY COLLEGE COALITION

An agreement has been reached between the governor and the Washington public employees association community college coalition under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, premium pay for employees who work in King county, and establishment of a new information technology professional compensation structure.

NEW SECTION. Sec. 919. COLLECTIVE BARGAINING AGREEMENT—WSP TROOPERS ASSOCIATION

An agreement has been reached between the governor and the Washington state patrol troopers association under the provisions of chapter 41.56 RCW for the 2019-2021 fiscal biennium. Funding is provided for a two percent general wage increase effective July 1, 2019, and a two and one-half of one percent general wage increase effective July 1, 2020.

NEW SECTION. Sec. 920. COLLECTIVE BARGAINING AGREEMENT—WSP LIEUTENANTS AND CAPTAINS ASSOCIATION

An agreement has been reached between the governor and the Washington state patrol lieutenants and captains association under the provisions of chapter 41.56 RCW for the 2019-2021 fiscal biennium. Funding is provided for a two percent general wage increase effective July 1, 2019, and a two and one-half of one percent general wage increase effective July 1, 2020.

NEW SECTION. Sec. 921. COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 925

An agreement has been reached between the University of Washington and the service employees international union local 925 under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a two percent general wage increase effective July 1, 2019, and a two percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted recruitment and retention for certain job classifications, market adjustments for multiple job classifications, a fully subsidized U-PASS, an increase in the hourly premium rate for standby pay for eligible job classification, and a one-time lump sum payment for those in active permanent appointments as of July 1, 2019. Funding is not provided for the contingent two percent increases for locality adjustments that require permanent state funding from a nonuniversity source.

NEW SECTION. Sec. 922. COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 1199 RESEARCH/HALL HEALTH

An agreement has been reached between the University of Washington and the service employees international union local 1199 research/hall health under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a two percent general wage increase effective July 1, 2019, and a two percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted recruitment and retention for certain job classifications, a fully subsidized U-PASS, and a one-time lump sum payment for those in active permanent appointments as of July 1, 2019. Funding is not provided for the contingent two percent increases for locality adjustments

that require permanent state funding from a nonuniversity source.

NEW SECTION. Sec. 923. COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—TEAMSTERS LOCAL 117 POLICE

An agreement has been reached between the University of Washington and teamster local 117 under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a two percent general wage increase effective July 1, 2019, and a two percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for increases in longevity premium pay, and annual incentive payments for certain educational credentials. Funding is not provided for the contingent two percent increases for locality adjustments that require permanent state funding from a nonuniversity source.

NEW SECTION. Sec. 924. COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—WFSE POLICE MANAGEMENT

An agreement has been reached between the University of Washington and the Washington federation of state employees police management under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a two percent general wage increase effective July 1, 2019, and a two percent general wage increase effective July 1, 2020. The agreement also includes funding for a protective footwear allowance. Funding is not provided for the contingent two percent increases for locality adjustments that require permanent state funding from a nonuniversity source.

NEW SECTION. Sec. 925. COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—WFSE

An agreement has been reached between the University of Washington and the Washington federation of state employees under the provisions of chapter 41.80 RCW for the 2017-2019 fiscal biennium. The agreement includes and funding is provided for a two percent general wage increase effective July 1, 2019, and a two percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for a subsidized U-PASS, specified paid family and medical leave benefits, recruitment and retention increases for specified job classes, standby premium increases, and a ratification lump-sum payment. Funding is not provided for the contingent two percent increases for locality adjustments that require permanent state funding from a nonuniversity source.

NEW SECTION. Sec. 926. COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WFSE

An agreement has been reached between the Washington State University and the Washington federation of state employees under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. For bargaining units 2, 12, 13, 15, and 20, the agreement includes and funding is provided for a three percent general wage increase

effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for increases in shift differential and hazard pay.

NEW SECTION. Sec. 927. COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WSU POLICE GUILD BARGAINING UNIT 4

An agreement has been reached between the Washington State University and the WSU police guild bargaining unit 4 under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. The agreement includes and funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for increases in shift differential, salary for instructor pay, and the field training officer.

NEW SECTION. Sec. 928. COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—WFSE

An agreement has been reached between Central Washington University and the Washington federation of state employees under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for additional leave for life saving procedures, a one-time signing bonus of two hundred dollars on July 1, 2019, and an across-the-board increase to fifteen dollars per hour for minimum wage. In addition, for campus police, the agreement includes and funding is provided for additional equipment and an increase to range 62.

NEW SECTION. Sec. 929. COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—PSE

An agreement has been reached between Central Washington University and the public school employees under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for a one-time signing bonus of two hundred dollars on July 1, 2019, additional leave for life saving procedures, and an across-the-board increase to fifteen dollars per hour for minimum wage.

NEW SECTION. Sec. 930. COLLECTIVE BARGAINING AGREEMENT—THE EVERGREEN STATE COLLEGE—WFSE

An agreement has been reached between The Evergreen State College and the Washington federation of state employees supervisory and nonsupervisory units under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three

percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, a shift differential increase, a one-time lump sum payment of one hundred dollars, and increase to fourteen dollars per hour for minimum wage.

NEW SECTION. Sec. 931. COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—WFSE

An agreement has been reached between Western Washington University and the Washington federation of state employees bargaining units A, B, and E under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for general government salary range adjustments for targeted job classifications, footwear reimbursement for specific job classification, increase in vacation leave accruals, and a signing incentive.

NEW SECTION. Sec. 932. COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—PSE

An agreement has been reached between Western Washington University and the public school employees bargaining units D and PT under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for general government salary range adjustments for targeted job classifications, establishment of a new information technology professional compensation structure, footwear reimbursement for specific job classification, increase in vacation leave accruals, and a signing incentive.

NEW SECTION. Sec. 933. COLLECTIVE BARGAINING AGREEMENT—EASTERN WASHINGTON UNIVERSITY—WFSE

An agreement has been reached between Eastern Washington University and the Washington federation of state employees under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary range adjustments for targeted classifications and a one-time payment of one hundred dollars.

NEW SECTION. Sec. 934. COLLECTIVE BARGAINING AGREEMENT—YAKIMA VALLEY COMMUNITY COLLEGE—WPEA

An agreement has been reached between Yakima Valley Community College and the Washington public employees association under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective

July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for salary adjustments for targeted job classifications, establishment of a new information technology professional compensation structure, and in an increase in the hourly minimum wage rate.

NEW SECTION. Sec. 935. COLLECTIVE BARGAINING AGREEMENT—HIGHLINE COMMUNITY COLLEGE—WPEA

An agreement has been reached between Highline Community College and the Washington public employees association under the provisions of chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is provided for a three percent general wage increase effective July 1, 2019, and a three percent general wage increase effective July 1, 2020. The agreement also includes and funding is provided for a one-time ratification incentive of four hundred dollars to be paid in fiscal year 2020, salary adjustments for targeted job classifications, an increase in shift premium, additional leave accruals, establishment of a new information technology professional compensation structure, and premium pay for employees working in King county.

NEW SECTION. Sec. 936. COMPENSATION—REPRESENTED EMPLOYEES—HEALTH CARE COALITION—INSURANCE BENEFITS

An agreement was reached for the 2019-2021 biennium between the governor and the health care coalition under the provisions of chapter 41.80 RCW. Appropriations in this act for state agencies, including institutions of higher education, are sufficient to implement the provisions of the 2019-2021 collective bargaining agreement, including health flexible spending accounts for eligible employees under the agreement, and are subject to the following conditions and limitations:

The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$939 per eligible employee for fiscal year 2020. For fiscal year 2021, the monthly employer funding rate shall not exceed \$976 per eligible employee.

NEW SECTION. Sec. 937. COMPENSATION—REPRESENTED EMPLOYEES OUTSIDE HEALTH CARE COALITION—INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for represented employees outside the coalition for health benefits, and are subject to the following conditions and limitations: The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, may not exceed \$939 per eligible employee for fiscal year 2020. For fiscal year 2021, the monthly employer funding rate may not exceed \$976 per eligible employee.

NEW SECTION. Sec. 938. COMPENSATION—SCHOOL EMPLOYEES—INSURANCE BENEFITS

An agreement was reached for the 2019-2021 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 2019-2021 collective bargaining agreement, and for procurement of a benefit package that is materially similar to benefits provided by the public employee benefits program as outlined in policies adopted by the school employees' benefits board, 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 \$994 per eligible employee beginning January 1, 2020. For fiscal year 2021, the monthly employer funding rate shall not exceed \$1,056 per eligible employee. Employers will contribute one hundred percent of the retiree remittance defined in section 939 of this act.

(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 be collected in addition to the member premium payment.

(4) The health care authority shall deposit any moneys received on behalf of the school employees' medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments, into the school employees' and retirees' insurance account to be used for insurance benefits. Such receipts may not be used for administrative expenditures.

NEW SECTION. Sec. 939. COMPENSATION—NONREPRESENTED EMPLOYEES—INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for nonrepresented state employee health benefits for state agencies, including institutions of higher education, and are subject to the following conditions and limitations:

(1) The employer monthly funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$939 per eligible employee for fiscal year 2020. For

fiscal year 2021, the monthly employer funding rate shall not exceed \$976 per eligible employee. These rates assume the use of approximately \$59 million of plan reserves in fiscal year 2020 and \$97 million in fiscal year 2021.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. For calendar years 2020 and 2021, the subsidy shall be up to \$183 per month. Funds from reserves accumulated for future adverse claims experience, from past favorable claims experience, or otherwise, may not be used to increase this retiree subsidy beyond what is authorized by the legislature in this subsection.

(3) Technical colleges, school districts, and educational service districts shall remit to the health care authority for deposit into the public employees' and retirees' insurance account established in RCW 41.05.120 the following amounts:

(a) For each full-time employee, \$69.56 per month beginning September 1, 2019, and \$76.13 beginning September 1, 2020;

(b) For each part-time employee, who at the time of the remittance is employed in an eligible position as defined in RCW 41.32.010 or 41.40.010 and is eligible for employer fringe benefit contributions for basic benefits, \$69.56 each month beginning September 1, 2019, and \$76.13 beginning September 1, 2020, prorated by the proportion of employer fringe benefit contributions for a full-time employee that the part-time employee receives. The remittance requirements specified in this subsection do not apply to employees of a technical college, school district, or educational service district who purchase insurance benefits through contracts with the health care authority.

NEW SECTION. Sec. 940. PUBLIC EMPLOYEES' BENEFITS BOARD MEDICARE-ELIGIBLE RETIREE SUBSIDY

Appropriations for state agencies in this act provide sufficient funding for an increase in the state employer funding rate in the public employees' benefits board program of \$1 in fiscal year 2020 and \$5 in fiscal year 2021 attributable to increasing the monthly medicare-eligible retiree subsidy from \$168 per month to \$183 per month. Additional funding is also included in school district allocations attributable to this benefit change.

NEW SECTION. Sec. 941. COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—WFSE LANGUAGE ACCESS PROVIDERS

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 2019-2021 fiscal biennium. Funding is provided for a rate increase of one dollar and twenty four cents per hour for fiscal year 2020 and a rate increase of one dollar and twenty cents per hour for fiscal

year 2021. The agreement also includes and funding is provided for a two dollar per hour social service premium for appointments from the department of social and health services and the department of children, youth, and families, and a travel incentive pilot.

NEW SECTION. Sec. 942. COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 775 HOME CARE WORKERS

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 41.56 RCW for the 2019-2021 fiscal biennium. Funding is provided for wage increases at six month intervals through the term of the agreement and additional adjustments throughout the wage scale. The agreement also includes and funding is provided for increased contributions to the training, health care and retirement trusts, and advanced training incentives.

NEW SECTION. Sec. 943. COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 925 CHILDCARE WORKERS

An agreement has been reached between the governor and the service employees international union local 925 through an interest arbitration award under the provisions of chapter 41.56 RCW for the 2019-2021 fiscal biennium. Funding is provided for raising licensed provider rates in all regions to the fifty-fifth market percentile in fiscal year 2020, a six percent increase in fiscal year 2021 for licensed providers, a five cent an hour per child increase in fiscal year 2020 for licensed-exempt providers, and a four percent increase in fiscal year 2021 for licensed-exempt providers. The agreement also includes and funding is provided for seventy five percent payment for half day units when morning and afternoon care is provided, expanded funding, capacity and hours for use of the substitute pools, and an increase to the early achievers tiered reimbursement incentive for levels three and four.

NEW SECTION. Sec. 944. COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—ADULT FAMILY HOME COUNCIL

An agreement has been reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for the 2019-2021 fiscal biennium. Funding is provided for increases to the base daily rates with additional support for training and health care costs. The agreement also includes and funding is provided for increases to the expanded community service daily rate, the specialized behavioral support add-on rate, respite rates, the community integration rate, the meaningful day add-on rate, and a new medical escort fee.

NEW SECTION. Sec. 945. GENERAL WAGE INCREASES

(1) Appropriations for state agency employee compensation in this act are sufficient to provide general wage increases to state agency employees who are not

represented or who bargain under statutory authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475, except those employed by the University of Washington.

(2) Funding is provided for a three percent general wage increase effective July 1, 2019, for all classified employees as specified in subsection (1) of this section, employees in the Washington management service, and exempt employees under the jurisdiction of the office of financial management. The appropriations are also sufficient to fund a three percent salary increase effective July 1, 2019, for executive, legislative, and judicial branch employees exempt from merit system rules whose maximum salaries are not set by the commission on salaries for elected officials.

(3) Funding is provided for a three percent general wage increase effective July 1, 2020, for all classified employees as specified in subsection (1) of this section, employees in the Washington management service, and exempt employees under the jurisdiction of the office of financial management. The appropriations are also sufficient to fund a three percent salary increase effective July 1, 2020, for executive, legislative, and judicial branch employees exempt from merit system rules whose maximum salaries are not set by the commission on salaries for elected officials.

NEW SECTION. Sec. 946. CONDITIONAL AND GENERAL WAGE INCREASES—UNIVERSITY OF WASHINGTON

(1) Appropriations for the University of Washington in this act are sufficient to provide a general wage increase to employees who are not represented or who bargain under a statutory authority other than chapters 41.80 or 47.64 RCW or RCW 41.56.473. Funding is provided for a two percent general wage increase effective July 1, 2019, and a two percent increase July 1, 2020, for all employees described by this subsection.

(2) Appropriations for the University of Washington in this act are also sufficient to provide an additional wage increase for all employees, both represented and not represented, of one percent effective July 1, 2019, and one percent effective July 1, 2020. This additional wage increase, funded in section 606 of this act, is conditioned upon the University of Washington concluding changes to the bargaining agreements with represented employees, including those whose agreements are approved in sections 921, 922, 923, 924, and 925 of this act, to provide the same one percent increases to represented employees.

NEW SECTION. Sec. 947. INITIATIVE 732 COST-OF-LIVING INCREASES

Part IX of this act authorizes general wage increases for state employees covered by Initiative Measure No. 732. The general wage increase on July 1, 2019, provides a portion of the annual cost-of-living adjustments required under Initiative Measure No. 732. Funding is also provided for an additional increase of 0.2 percent on July 1, 2019. Funding is provided for a salary increase on July 1, 2020, of

2.8 percent for these employees, for a nominal total of a 6 percent increase during the 2019-2021 fiscal biennium.

NEW SECTION. Sec. 948. TARGETED COMPENSATION INCREASES

Funding is provided for salary adjustments for targeted job classifications as specified by the office of financial management for classified state employees, except those represented by a collective bargaining unit under chapters 41.80 and 47.64 RCW and RCW 41.56.473 and 41.56.475.

NEW SECTION. Sec. 949. MINIMUM STARTING WAGE

Funding is also provided for a minimum starting wage of fourteen dollars an hour, effective July 1, 2019, and for increases in wages of job classes that are aligned with affected job classes, except those represented by a collective bargaining unit under chapters 41.80 and 47.64 RCW and RCW 41.56.473 and 41.56.475. This funding is sufficient for general government agencies and higher education institutions to comply with the provisions of Initiative Measure No. 1433 with respect to state employees.

NEW SECTION. Sec. 950. PREMIUM PAY

Funding is also provided for a five percent premium pay for employees working in King county, except those represented by a collective bargaining unit under chapters 41.80 and 47.64 RCW and RCW 41.56.473 and 41.56.475, and section 946 of this act.

NEW SECTION. Sec. 951. COMPENSATION—REVISE PENSION CONTRIBUTION RATES

The appropriations in this act for school districts and state agencies, including institutions of higher education, are subject to the following conditions and limitations: Appropriations are adjusted to reflect changes to agency appropriations to reflect pension contribution rates adopted by the pension funding council, the omnibus transportation funding act, and the law enforcement officers' and firefighters' retirement system plan 2 board.

The legislature reaffirms that the rates adopted by the pension funding council and funded in this act include a cost-of-living adjustment for plan 1 retirees receiving the minimum benefits. This includes an annual 3 percent cost-of-living adjustment for people that have at least 25 years of service and have been retired at least 20 years, or have at least 20 years of service and have been retired at least 25 years, as well as a uniform cost-of-living increase for retirees receiving the basic minimum benefit.

NEW SECTION. Sec. 952. (1) The Washington state criminal sentencing task force is established.

(2) The task force is composed of members as provided in this subsection.

(a) The president of the senate shall appoint one member from each of the two largest caucuses of the senate.

(b) The speaker of the house of representatives shall appoint one member from each of the two largest caucuses of the house of representatives.

(c) The president of the senate and the speaker of the house of representatives jointly shall appoint members representing the following:

- (i) The office of the governor;
- (ii) Caseload forecast council;
- (iii) Department of corrections;
- (iv) Sentencing guidelines commission;
- (v) Statewide family council administered by the department of corrections;
- (vi) Statewide reentry council;
- (vii) Superior court judges' association;
- (viii) Washington association of criminal defense attorneys or the Washington defender association;
- (ix) Washington association of prosecuting attorneys;
- (x) Washington association of sheriffs and police chiefs;
- (xi) Washington state association of counties;
- (xii) Washington state minority and justice commission;
- (xiii) A labor organization representing active law enforcement officers in Washington state;
- (xiv) Two different community organizations representing the interests of incarcerated persons; and
- (xv) Two different community organizations or other entities representing the interests of crime victims.

(3) The legislative membership shall convene the initial meeting of the task force no later than September 1, 2019. The membership shall select the task force's cochairs, which must include one legislator and one nonlegislative member.

(4) The task force shall review state sentencing laws, including a consideration of the report of the sentencing guidelines commission required by section 129, chapter 299, Laws of 2018. The task force shall develop recommendations for the purpose of:

- (a) Reducing sentencing implementation complexities and errors;
- (b) Improving the effectiveness of the sentencing system; and
- (c) Promoting and improving public safety.

(5) The task force shall submit an initial report, including findings and recommendations, to the governor and the appropriate committees of the legislature by December 31, 2019. The task force shall submit a final report by December 31, 2020.

(6)(a) The William D. Ruckelshaus center shall administer and provide staff support and facilitation services to the task force. The center may, when deemed necessary

by the task force, contract with one or more appropriate consultants to provide data analysis, research, and other services to the task force for the purposes provided in subsection (4) of this section.

(b) The caseload forecast council shall provide information, data analysis, and other necessary assistance upon the request of the task force.

(7) Legislative members of the task force are reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members are not entitled to be reimbursed for travel expenses if they are elected officials or are participating on behalf of an employer, governmental entity, or other organization. Any reimbursement for other nonlegislative members is subject to chapter 43.03 RCW.

(8) This section expires January 1, 2021.

Sec. 953. RCW 28B.20.476 and 2018 c 299 s 905 are each amended to read as follows:

The geoduck aquaculture research account is created in the custody of the state treasurer. All receipts from any legislative appropriations, the aquaculture industry, or any other private or public source directed to the account must be deposited in the account. Expenditures from the account may only be used by the sea grant program for the geoduck research projects identified by RCW 28B.20.475. Only the president of the University of Washington or the president's designee may authorize expenditures from the account. The account is subject to the allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures. During the 2017-2019 and 2019-2021 fiscal ~~((biennium))~~ biennia, amounts available in the geoduck aquaculture research account may also be appropriated for the sea grant program at the University of Washington to conduct research examining the possible negative and positive effects of evolving shellfish aquaculture techniques and practices on Washington's economy and marine ecosystems, and to protect against the impacts of invasive European green crab. It is the intent of the legislature that this policy be continued in future biennia.

Sec. 954. RCW 28B.115.070 and 2017 3rd sp.s. c 1 s 958 are each amended to read as follows:

(1) After June 1, 1992, the department, in consultation with the office and the department of social and health services, shall:

- (a) Determine eligible credentialed health care professions for the purposes of the loan repayment and scholarship program authorized by this chapter. Eligibility shall be based upon an assessment that determines that there is a shortage or insufficient availability of a credentialed profession so as to jeopardize patient care and pose a threat to the public health and safety. The department shall consider the relative degree of shortages among professions when determining eligibility. The department may add or remove professions from eligibility based upon the determination that a profession is no longer in shortage. Should a profession no longer be eligible, participants or eligible students who have received scholarships shall be eligible to continue to receive scholarships or loan

repayments until they are no longer eligible or until their service obligation has been completed;

(b) Determine health professional shortage areas for each of the eligible credentialed health care professions.

(2) For the 2017-2019 and 2019-2021 fiscal ~~((biennium))~~ biennia, consideration for eligibility shall also be given to registered nursing students who have been accepted into an eligible nursing education program and have declared an intention to teach nursing upon completion of the nursing education program.

Sec. 955. RCW 28C.04.535 and 2017 3rd sp.s. c 1 s 960 are each amended to read as follows:

Except for the ~~((2017-18 and))~~ 2018-19, 2019-20, and 2020-21 school years, the Washington award for vocational excellence shall be granted annually. It is the intent of the legislature to continue the policy of not granting the Washington award for vocational excellence in the 2019-20 and 2020-21 school years. The workforce training and education coordinating board shall notify the students receiving the award, their vocational instructors, local chambers of commerce, the legislators of their respective districts, and the governor, after final selections have been made. The workforce training and education coordinating board, in conjunction with the governor's office, shall prepare appropriate certificates to be presented to the selected students. Awards shall be presented in public ceremonies at times and places determined by the workforce training and education coordinating board in cooperation with the office of the governor.

Sec. 956. RCW 38.52.105 and 2017 3rd sp.s. c 1 s 962 are each amended to read as follows:

The disaster response account is created in the state treasury. Moneys may be placed in the account from legislative appropriations and transfers, federal appropriations, or any other lawful source. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for support of state agency and local government disaster response and recovery efforts and to reimburse the workers' compensation funds and self-insured employers under RCW 51.16.220. ~~((During the 2009-2011 fiscal biennium, the legislature may transfer from the disaster response account to the state drought preparedness account such amounts as reflect the excess fund balance of the account to support expenditures related to a state drought declaration. During the 2009-2011 fiscal biennium, the legislature may transfer from the disaster response account to the state general fund such amounts as reflect the excess fund balance of the account.))~~ During the ~~((2015-2017 and))~~ 2017-2019 and 2019-2021 fiscal biennia, expenditures from the disaster response account may be used for military department operations and to support wildland fire suppression preparedness, prevention, and restoration activities by state agencies and local governments. During the 2017-2019 and 2019-2021 fiscal ~~((biennium))~~ biennia, the legislature may direct the treasurer to make transfers of moneys in the disaster response account to the state general fund. It is the intent of the legislature that these policies will be continued in subsequent fiscal biennia.

Sec. 957. RCW 41.06.280 and 2016 sp.s. c 36 s 919 are each amended to read as follows:

(1) There is hereby created a fund within the state treasury, designated as the "personnel service fund," to be used by the office of financial management as a revolving fund for the payment of salaries, wages, and operations required for the administration of the provisions of this chapter, applicable provisions of chapter 41.04 RCW, and chapter 41.60 RCW. An amount not to exceed one and one-half percent of the salaries and wages for all positions in the classified service in each of the agencies subject to this chapter, except the institutions of higher education, shall be charged to the operations appropriations of each agency and credited to the personnel service fund as the allotments are approved pursuant to chapter 43.88 RCW. Subject to the above limitations, the amount shall be charged against the allotments pro rata, at a rate to be fixed by the director from time to time which, together with income derived from services rendered under RCW 41.06.080, will provide the office of financial management with funds to meet its anticipated expenditures during the allotment period, including the training requirements in RCW 41.06.500 and 41.06.530. All revenues, net of expenditures, previously derived from services provided by the department of enterprise services under RCW 41.06.080 must be transferred to the enterprise services account.

(2) The director shall fix the terms and charges for services rendered by the office of financial management pursuant to RCW 41.06.080, which amounts shall be credited to the personnel service fund and charged against the proper fund or appropriation of the recipient of such services on a monthly basis. Payment for services so rendered under RCW 41.06.080 shall be made on a monthly basis to the state treasurer and deposited in the personnel service fund.

(3) Moneys from the personnel service fund shall be disbursed by the state treasurer by warrants on vouchers duly authorized by the office of financial management.

~~((During the 2013-2015 and 2015-2017 fiscal biennium [biennia], the legislature may transfer from the personnel service fund to the state general fund such amounts as reflect the excess fund balance of the account.))~~

(4) During the 2019-2021 fiscal biennium, the office of financial management may use the personnel service fund to administer an employee transit pass program. The office of financial management must bill state agencies for the total cost of administering the program and payments received from agencies must be deposited in the personnel service fund.

(5) During the 2019-2021 fiscal biennium, the office of financial management may use the personnel service fund to administer an employee flexible spending arrangement. The office of financial management must bill state agencies for the total cost of administering the program and payments received from agencies must be deposited in the personnel service fund.

Sec. 958. RCW 41.26.450 and 2017 3rd sp.s. c 1 s 963 are each amended to read as follows:

(1) Port districts established under Title 53 RCW and institutions of higher education as defined in RCW 28B.10.016 shall contribute both the employer and state shares of the cost of the retirement system for any of their employees who are law enforcement officers.

(2) Institutions of higher education shall contribute both the employer and the state shares of the cost of the retirement system for any of their employees who are firefighters.

(3) During fiscal years 2018 and 2019 and during the 2019-2021 fiscal biennium:

When an employer charges a fee or recovers costs for work performed by a plan member where:

(a) The member receives compensation that is includable as basic salary under RCW 41.26.030(4)(b); and

(b) The service is provided, whether directly or indirectly, to an entity that is not an "employer" under RCW 41.26.030(14)(b);

the employer shall contribute both the employer and state shares of the cost of the retirement system contributions for that compensation. Nothing in this subsection prevents an employer from recovering the cost of the contribution from the entity receiving services from the member.

Sec. 959. RCW 41.45.230 and 2012 c 187 s 11 are each amended to read as follows:

The pension funding stabilization account is created in the state treasury. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for payment of state government employer contributions for members of the public employees' retirement system, the teachers' retirement system, the school employees' retirement system, and the public safety employees' retirement system, and during the 2019-2021 fiscal biennium for the judicial retirement system. The account may not be used to pay for any new benefit or for any benefit increase that takes effect after July 1, 2005. An increase that is provided in accordance with a formula that is in existence on July 1, 2005, is not considered a benefit increase for this purpose. Moneys in the account shall be for the exclusive use of the specified retirement systems and may be invested by the state treasurer pursuant to RCW 43.84.080. For purposes of RCW 43.135.034, expenditures from the pension funding stabilization account shall not be considered a state program cost shift from the state general fund to another account.

Sec. 960. RCW 41.60.050 and 2017 3rd sp.s. c 1 s 965 are each amended to read as follows:

The legislature shall appropriate from the personnel service fund for the payment of administrative costs of the productivity board. However, during the 2015-2017 ~~((and)),~~ 2017-2019, and 2019-2021 fiscal biennia, the operations of the productivity board shall be suspended.

Sec. 961. RCW 41.80.010 and 2017 3rd sp.s. c 23 s 3 are each amended to read as follows:

(1) For the purpose of negotiating collective bargaining agreements under this chapter, the employer shall be represented by the governor or governor's designee, except as provided for institutions of higher education in subsection (4) of this section.

(2)(a) If an exclusive bargaining representative represents more than one bargaining unit, the exclusive bargaining representative shall negotiate with each employer representative as designated in subsection (1) of this section one master collective bargaining agreement on behalf of all the employees in bargaining units that the exclusive bargaining representative represents. For those exclusive bargaining representatives who represent fewer than a total of five hundred employees each, negotiation shall be by a coalition of all those exclusive bargaining representatives. The coalition shall bargain for a master collective bargaining agreement covering all of the employees represented by the coalition. The governor's designee and the exclusive bargaining representative or representatives are authorized to enter into supplemental bargaining of agency-specific issues for inclusion in or as an addendum to the master collective bargaining agreement, subject to the parties' agreement regarding the issues and procedures for supplemental bargaining. This section does not prohibit cooperation and coordination of bargaining between two or more exclusive bargaining representatives.

(b) This subsection (2) does not apply to exclusive bargaining representatives who represent employees of institutions of higher education, except when the institution of higher education has elected to exercise its option under subsection (4) of this section to have its negotiations conducted by the governor or governor's designee under the procedures provided for general government agencies in subsections (1) through (3) of this section.

(c) If five hundred or more employees of an independent state elected official listed in RCW 43.01.010 are organized in a bargaining unit or bargaining units under RCW 41.80.070, the official shall be consulted by the governor or the governor's designee before any agreement is reached under (a) of this subsection concerning supplemental bargaining of agency specific issues affecting the employees in such bargaining unit.

(3) The governor shall submit a request for funds necessary to implement the compensation and fringe benefit provisions in the master collective bargaining agreement or for legislation necessary to implement the agreement. Requests for funds necessary to implement the provisions of bargaining agreements shall not be submitted to the legislature by the governor unless such requests:

(a) Have been submitted to the director of the office of financial management by October 1 prior to the legislative session at which the requests are to be considered; and

(b) Have been certified by the director of the office of financial management as being feasible financially for the state.

The legislature shall approve or reject the submission of the request for funds as a whole. The legislature shall not consider a request for funds to

implement a collective bargaining agreement unless the request is transmitted to the legislature as part of the governor's budget document submitted under RCW 43.88.030 and 43.88.060. If the legislature rejects or fails to act on the submission, either party may reopen all or part of the agreement or the exclusive bargaining representative may seek to implement the procedures provided for in RCW 41.80.090.

(4)(a)(i) For the purpose of negotiating agreements for institutions of higher education, the employer shall be the respective governing board of each of the universities, colleges, or community colleges or a designee chosen by the board to negotiate on its behalf.

(ii) A governing board of a university or college may elect to have its negotiations conducted by the governor or governor's designee under the procedures provided for general government agencies in subsections (1) through (3) of this section, except that:

(A) The governor or the governor's designee and an exclusive bargaining representative shall negotiate one master collective bargaining agreement for all of the bargaining units of employees of a university or college that the representative represents; or

(B) If the parties mutually agree, the governor or the governor's designee and an exclusive bargaining representative shall negotiate one master collective bargaining agreement for all of the bargaining units of employees of more than one university or college that the representative represents.

(iii) A governing board of a community college may elect to have its negotiations conducted by the governor or governor's designee under the procedures provided for general government agencies in subsections (1) through (3) of this section.

(b) Prior to entering into negotiations under this chapter, the institutions of higher education or their designees shall consult with the director of the office of financial management regarding financial and budgetary issues that are likely to arise in the impending negotiations.

(c)(i) In the case of bargaining agreements reached between institutions of higher education other than the University of Washington and exclusive bargaining representatives agreed to under the provisions of this chapter, if appropriations are necessary to implement the compensation and fringe benefit provisions of the bargaining agreements, the governor shall submit a request for such funds to the legislature according to the provisions of subsection (3) of this section, except as provided in (c)(iii) of this subsection.

(ii) In the case of bargaining agreements reached between the University of Washington and exclusive bargaining representatives agreed to under the provisions of this chapter, if appropriations are necessary to implement the compensation and fringe benefit provisions of a bargaining agreement, the governor shall submit a request for such funds to the legislature according to the provisions of subsection (3) of this section, except as provided in this

subsection (4)(c)(ii) and as provided in (c)(iii) of this subsection.

(A) If appropriations of less than ten thousand dollars are necessary to implement the provisions of a bargaining agreement, a request for such funds shall not be submitted to the legislature by the governor unless the request has been submitted to the director of the office of financial management by October 1 prior to the legislative session at which the request is to be considered.

(B) If appropriations of ten thousand dollars or more are necessary to implement the provisions of a bargaining agreement, a request for such funds shall not be submitted to the legislature by the governor unless the request:

(I) Has been submitted to the director of the office of financial management by October 1 prior to the legislative session at which the request is to be considered; and

(II) Has been certified by the director of the office of financial management as being feasible financially for the state.

(C) If the director of the office of financial management does not certify a request under (c)(ii)(B) of this subsection as being feasible financially for the state, the parties shall enter into collective bargaining solely for the purpose of reaching a mutually agreed upon modification of the agreement necessary to address the absence of those requested funds. The legislature may act upon the compensation and fringe benefit provisions of the modified collective bargaining agreement if those provisions are agreed upon and submitted to the office of financial management and legislative budget committees before final legislative action on the biennial or supplemental operating budget by the sitting legislature.

(iii) In the case of a bargaining unit of employees of institutions of higher education in which the exclusive bargaining representative is certified during or after the conclusion of a legislative session, the legislature may act upon the compensation and fringe benefit provisions of the unit's initial collective bargaining agreement if those provisions are agreed upon and submitted to the office of financial management and legislative budget committees before final legislative action on the biennial or supplemental operating budget by the sitting legislature.

(5) If, after the compensation and fringe benefit provisions of an agreement are approved by the legislature, a significant revenue shortfall occurs resulting in reduced appropriations, as declared by proclamation of the governor or by resolution of the legislature, both parties shall immediately enter into collective bargaining for a mutually agreed upon modification of the agreement.

(6) After the expiration date of a collective bargaining agreement negotiated under this chapter, all of the terms and conditions specified in the collective bargaining agreement remain in effect until the effective date of a subsequently negotiated agreement, not to exceed one year from the expiration date stated in the agreement. Thereafter, the employer may unilaterally implement according to law.

~~(7) ((For the 2013-2015 fiscal biennium, a collective bargaining agreement related to employee health care benefits negotiated between the employer and coalition pursuant to RCW 41.80.020(3) regarding the dollar amount expended on behalf of each employee shall be a separate agreement for which the governor may request funds necessary to implement the agreement. The legislature may act upon a 2013-2015 collective bargaining agreement related to employee health care benefits if an agreement is reached and submitted to the office of financial management and legislative budget committees before final legislative action on the biennial or supplemental operating appropriations act by the sitting legislature.~~

~~(8)(a) For the 2015-2017 fiscal biennium, the governor may request funds to implement:~~

~~(i) Modifications to collective bargaining agreements as set forth in a memorandum of understanding negotiated between the employer and the service employees international union healthcare 1199nw, an exclusive bargaining representative, that was necessitated by an emergency situation or an imminent jeopardy determination by the center for medicare and medicaid services that relates to the safety or health of the clients, employees, or both the clients and employees.~~

~~(ii) Unilaterally implemented modifications to collective bargaining agreements, resulting from the employer being prohibited from negotiating with an exclusive bargaining representative due to a pending representation petition, necessitated by an emergency situation or an imminent jeopardy determination by the center for medicare and medicaid services that relates to the safety or health of the clients, employees, or both the clients and employees.~~

~~(iii) Modifications to collective bargaining agreements as set forth in a memorandum of understanding negotiated between the employer and the union of physicians of Washington, an exclusive bargaining representative, that was necessitated by an emergency situation or an imminent jeopardy determination by the center for medicare and medicaid services that relates to the safety or health of the clients, employees, or both the clients and employees. If the memorandum of understanding submitted to the legislature as part of the governor's budget document is rejected by the legislature, and the parties reach a new memorandum of understanding by June 30, 2016, within the funds, conditions, and limitations provided in section 204, chapter 36, Laws of 2016 sp. sess., the new memorandum of understanding shall be considered approved by the legislature and may be retroactive to December 1, 2015.~~

~~(iv) Modifications to collective bargaining agreements as set forth in a memorandum of understanding negotiated between the employer and the teamsters union local 117, an exclusive bargaining representative, for salary adjustments for the state employee job classifications of psychiatrist, psychiatric social worker, and psychologist.~~

~~(b) For the 2015-2017 fiscal biennium, the legislature may act upon the request for funds for modifications to a 2015-2017 collective bargaining agreement under (a)(i), (ii), (iii), and (iv) of this subsection~~

~~if funds are requested by the governor before final legislative action on the supplemental omnibus appropriations act by the sitting legislature.~~

~~(e) The request for funding made under this subsection and any action by the legislature taken pursuant to this subsection is limited to the modifications described in this subsection and may not otherwise affect the original terms of the 2015-2017 collective bargaining agreement.~~

~~(d)) (a) For the 2019-2021 fiscal biennium, the legislature may approve funding for a collective bargaining agreement negotiated by a higher education institution and the Washington federation of state employees and ratified by the exclusive bargaining representative before final legislative action on the omnibus appropriations act by the sitting legislature.~~

~~(b) Subsection (3)(a) and (b) of this section do not apply to requests for funding made pursuant to this subsection.~~

Sec. 962. RCW 43.08.190 and 2017 3rd sp.s. c 1 s 966 are each amended to read as follows:

There is hereby created a fund within the state treasury to be known as the "state treasurer's service fund." Such fund shall be used solely for the payment of costs and expenses incurred in the operation and administration of the state treasurer's office.

Moneys shall be allocated monthly and placed in the state treasurer's service fund equivalent to a maximum of one percent of the trust and treasury average daily cash balances from the earnings generated under the authority of RCW 43.79A.040 and 43.84.080 other than earnings generated from investment of balances in funds and accounts specified in RCW 43.79A.040(4)(c). The allocation shall precede the distribution of the remaining earnings as prescribed under RCW 43.79A.040 and 43.84.092. The state treasurer shall establish a uniform allocation rate for all funds and accounts; except that the state treasurer may negotiate a different allocation rate with any state agency that has independent authority over funds not statutorily required to be held in the state treasury or in the custody of the state treasurer. In no event shall the rate be less than the actual costs incurred by the state treasurer's office. If no rate is separately negotiated, the default rate for any funds held shall be the rate set for funds held pursuant to statute.

During the 2013-2015 and 2015-2017 fiscal biennia, the legislature may transfer from the state treasurer's service fund to the state general fund such amounts as reflect the excess fund balance of the fund. During the 2017-2019 and 2019-2021 fiscal ~~((biennium))~~ biennia, the legislature may direct the state treasurer to make transfers of money in the state treasurer's service fund to the state general fund. It is the intent of the legislature that this policy will be continued in subsequent biennia.

Sec. 963. RCW 43.09.475 and 2017 3rd sp.s. c 1 s 967 are each amended to read as follows:

The performance audits of government account is hereby created in the custody of the state treasurer. Revenue identified in RCW 82.08.020(5) and 82.12.0201 shall be

deposited in the account. Money in the account shall be used to fund the performance audits and follow-up performance audits under RCW 43.09.470 and shall be expended by the state auditor in accordance with chapter 1, Laws of 2006. Only the state auditor or the state auditor's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures. During the ~~((2013-2015, 2015-2017, and))~~ 2017-2019 and 2019-2021 fiscal biennia, the performance audits of government account may be appropriated for the joint legislative audit and review committee, the legislative evaluation and accountability program committee, the office of financial management, the superintendent of public instruction, the department of fish and wildlife, and audits of school districts. In addition, during the ~~((2013-2015, 2015-2017, and))~~ 2017-2019 and 2019-2021 fiscal biennia the account may be used to fund the office of financial management's contract for the compliance audit of the state auditor and audit activities at the department of revenue. ~~((In addition, during the 2015-2017 fiscal biennium, the legislature may transfer from the performance audits of government account to the state general fund such amounts as reflect the excess fund balance of the fund.))~~

Sec. 964. RCW 43.43.839 and 2017 3rd sp.s. c 1 s 969 are each amended to read as follows:

The fingerprint identification account is created in the custody of the state treasurer. All receipts from incremental charges of fingerprint checks requested for noncriminal justice purposes and electronic background requests shall be deposited in the account. Receipts for fingerprint checks by the federal bureau of investigation may also be deposited in the account. Expenditures from the account may be used only for the cost of record checks. Only the chief of the state patrol or the chief's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW. ~~((No appropriation is required for expenditures prior to July 1, 1997. After June 30, 1997,))~~ The account shall be subject to appropriation. During the ~~((2015-2017 and))~~ 2017-2019 and 2019-2021 fiscal biennia, funds in the account may be used for expenditures related to the upgrade of the state patrol's criminal history system. ~~((During the 2015-2017 fiscal biennium, the legislature may transfer from the fingerprint identification account to the sexual assault kit account and the account may be used for building the sexual assault kit tracking system in such amounts as reflect the excess fund balance of the account.))~~ During the 2017-2019 and 2019-2021 fiscal ~~((biennium))~~ biennia, the account may be used for building the sexual assault kit tracking system. It is the intent of the legislature that this policy will be continued in subsequent fiscal biennia.

Sec. 965. RCW 43.60A.140 and 2016 c 31 s 4 are each amended to read as follows:

(1) The veterans stewardship account is created in the custody of the state treasurer. Disbursements of funds must be on the authorization of the director or the director's designee, and only for the purposes stated in subsection (4) of this section. In order to maintain an effective expenditure and revenue control, funds are subject in all respects to

chapter 43.88 RCW, but no appropriation is required to permit expenditure of the funds.

(2) The department may request and accept nondedicated contributions, grants, or gifts in cash or otherwise, including funds generated by the issuance of the armed forces license plate collection under chapter 46.18 RCW.

(3) All receipts from the sale of armed forces license plates and Purple Heart license plates as required under RCW 46.68.425(2) must be deposited into the veterans stewardship account.

(4) All moneys deposited into the veterans stewardship account must be used by the department for activities that benefit veterans or their families, including but not limited to, providing programs and services for homeless veterans; establishing memorials honoring veterans; and maintaining a future state veterans' cemetery. Funds from the account may not be used to supplant existing funds received by the department. For the 2019-2021 fiscal biennium, moneys deposited into the veterans stewardship account may be used for the department's traumatic brain injury program.

Sec. 966. RCW 43.70.250 and 2017 c 195 s 26 are each amended to read as follows:

(1) It shall be the policy of the state of Washington that the cost of each professional, occupational, or business licensing program be fully borne by the members of that profession, occupation, or business.

(2) The secretary shall from time to time establish the amount of all application fees, license fees, registration fees, examination fees, permit fees, renewal fees, and any other fee associated with licensing or regulation of professions, occupations, or businesses administered by the department. Any and all fees or assessments, or both, levied on the state to cover the costs of the operations and activities of the interstate health professions licensure compacts with participating authorities listed under chapter 18.130 RCW shall be borne by the persons who hold licenses issued pursuant to the authority and procedures established under the compacts. In fixing said fees, the secretary shall set the fees for each program at a sufficient level to defray the costs of administering that program and the cost of regulating licensed volunteer medical workers in accordance with RCW 18.130.360, except as provided in RCW 18.79.202. In no case may the secretary increase a licensing fee for an ambulatory surgical facility licensed under chapter 70.230 RCW ~~((prior to July 1, 2018))~~ during the 2019-2021 fiscal biennium, nor may he or she commence the adoption of rules to increase a licensing fee ~~((prior to July 1, 2018))~~ during the 2019-2021 fiscal biennium.

(3) All such fees shall be fixed by rule adopted by the secretary in accordance with the provisions of the administrative procedure act, chapter 34.05 RCW.

Sec. 967. RCW 43.70.445 and 2017 c 262 s 2 are each amended to read as follows:

(1)(a) Subject to the availability of amounts appropriated for this specific purpose, a suicide-safer homes task force is established to raise public awareness and

increase suicide prevention education among new partners who are in key positions to help reduce suicide. The task force shall be administered and staffed by the University of Washington school of social work. To the extent possible, the task force membership should include representatives from geographically diverse and priority populations, including tribal populations.

(b) The suicide-safer homes task force comprises a suicide prevention and firearms subcommittee and a suicide prevention and health care subcommittee, as follows:

(i) The suicide prevention and firearms subcommittee shall consist of the following members and be cochaired by the University of Washington school of social work and a member identified in (b)(i)(A) of this subsection (1):

(A) A representative of the national rifle association and a representative of the second amendment foundation;

(B) Two representatives of suicide prevention organizations, selected by the cochaired of the subcommittee;

(C) Two representatives of the firearms industry, selected by the cochaired of the subcommittee;

(D) Two individuals who are suicide attempt survivors or who have experienced suicide loss, selected by the cochaired of the subcommittee;

(E) Two representatives of law enforcement agencies, selected by the cochaired of the subcommittee;

(F) One representative from the department of health;

(G) One representative from the department of veterans affairs, and one other individual representing veterans to be selected by the cochaired of the subcommittee; and

(H) No more than two other interested parties, selected by the cochaired of the subcommittee.

(ii) The suicide prevention and health care subcommittee shall consist of the following members and be cochaired by the University of Washington school of social work and a member identified in (b)(ii)(A) of this subsection (1):

(A) Two representatives of the Washington state pharmacy association;

(B) Two representatives of retailers who operate pharmacies, selected by the cochaired of the subcommittee;

(C) One faculty member from the University of Washington school of pharmacy and one faculty member from the Washington State University school of pharmacy;

(D) One representative of the department of health;

(E) One representative of the pharmacy quality assurance commission;

(F) Two representatives of the Washington state poison control center;

(G) One representative of the department of veterans affairs, and one other individual representing veterans to be selected by the cochaired of the subcommittee;

(H) Three members representing health care professionals providing suicide prevention training in the state, selected by the cochaired of the subcommittee; and

(I) No more than two other interested parties, selected by the cochaired of the subcommittee.

(c) The University of Washington school of social work shall convene the initial meeting of the task force.

(2) The task force shall:

(a) Develop and prepare to disseminate online trainings on suicide awareness and prevention for firearms dealers and their employees and firearm range owners and their employees;

(b) In consultation with the department of fish and wildlife, review the firearm safety pamphlet produced by the department of fish and wildlife under RCW 9.41.310 and, by January 1, 2017, recommend changes to the pamphlet to incorporate information on suicide awareness and prevention;

(c) Develop and approve suicide awareness and prevention messages for posters and brochures that are tailored to be effective for firearms owners for distribution to firearms dealers and firearms ranges;

(d) Develop suicide awareness and prevention messages for posters and brochures for distribution to pharmacies;

(e) In consultation with the department of fish and wildlife, develop strategies for creating and disseminating suicide awareness and prevention information for hunting safety classes, including messages to parents that can be shared during online registration, in either follow-up email communications, or in writing, or both;

(f) Develop suicide awareness and prevention messages for training for the schools of pharmacy and provide input on trainings being developed for community pharmacists;

(g) Create a web site that will be a clearinghouse for the newly created suicide awareness and prevention materials developed by the task force;

(h) Conduct a survey of firearms dealers and firearms ranges in the state to determine the types and amounts of incentives that would be effective in encouraging those entities to participate in suicide-safer homes projects;

(i) Gather input on collateral educational materials that will help health care professionals in suicide prevention work; and

(j) Create, implement, and evaluate a suicide awareness and prevention pilot program in two counties, one rural and one urban, that have high suicide rates. The pilot program shall include:

(i) Developing and directing advocacy efforts with firearms dealers to pair suicide awareness and prevention training with distribution of safe storage devices;

(ii) Developing and directing advocacy efforts with pharmacies to pair suicide awareness and prevention training with distribution of medication disposal kits and safe storage devices;

(iii) Training health care providers on suicide awareness and prevention, paired with distribution of medication disposal kits and safe storage devices; and

(iv) Training local law enforcement officers on suicide awareness and prevention, paired with distribution of medication disposal kits and safe storage devices.

(3) The task force shall, in consultation with the department of health, develop and prioritize a list of projects to carry out the task force's purposes and submit the prioritized list to the department of health for funding from the suicide-safer homes project account created in RCW 43.70.446.

(4) Beginning December 1, 2016, the task force shall annually report to the legislature on the status of its work. The task force shall submit a final report by December 1, ~~((2019))~~ 2020, that includes the findings of the suicide awareness and prevention pilot program evaluation under subsection (2) of this section and recommendations on possible continuation of the program. The task force shall submit its reports in accordance with RCW 43.01.036.

(5) This section expires July 1, ~~((2020))~~ 2021.

Sec. 968. RCW 43.79.445 and 2018 c 299 s 922 are each amended to read as follows:

There is established an account in the state treasury referred to as the "death investigations account" which shall exist for the purpose of receiving, holding, investing, and disbursing funds appropriated or provided in RCW 70.58.107 and any moneys appropriated or otherwise provided thereafter.

Moneys in the death investigations account shall be disbursed by the state treasurer once every year on December 31 and at any other time determined by the treasurer. The treasurer shall make disbursements to: The state toxicology laboratory, counties for the cost of autopsies, the state patrol for providing partial funding for the state dental identification system, the criminal justice training commission for training county coroners, medical examiners and their staff, and the state forensic investigations council. Funds from the death investigations account may be appropriated during the 2013-2015 and 2019-2021 fiscal ~~((biennium))~~ biennia for the activities of the state crime laboratory within the Washington state patrol.

Sec. 969. RCW 43.101.200 and 2017 3rd sp.s. c 1 s 973 are each amended to read as follows:

(1) All law enforcement personnel, except volunteers, and reserve officers whether paid or unpaid, initially employed on or after January 1, 1978, shall engage in basic law enforcement training which complies with standards adopted by the commission pursuant to RCW

43.101.080. For personnel initially employed before January 1, 1990, such training shall be successfully completed during the first fifteen months of employment of such personnel unless otherwise extended or waived by the commission and shall be requisite to the continuation of such employment. Personnel initially employed on or after January 1, 1990, shall commence basic training during the first six months of employment unless the basic training requirement is otherwise waived or extended by the commission. Successful completion of basic training is requisite to the continuation of employment of such personnel initially employed on or after January 1, 1990.

(2) Except as otherwise provided in this chapter, the commission shall provide the aforementioned training together with necessary facilities, supplies, materials, and the board and room of noncommuting attendees for seven days per week, except during the ~~((2015-2017 and))~~ 2017-2019 and 2019-2021 fiscal biennia when the employing, county, city, or state law enforcement agency shall reimburse the commission for twenty-five percent of the cost of training its personnel. Additionally, to the extent funds are provided for this purpose, the commission shall reimburse to participating law enforcement agencies with ten or less full-time commissioned patrol officers the cost of temporary replacement of each officer who is enrolled in basic law enforcement training: PROVIDED, That such reimbursement shall include only the actual cost of temporary replacement not to exceed the total amount of salary and benefits received by the replaced officer during his or her training period.

Sec. 970. RCW 43.101.220 and 2017 3rd sp.s. c 1 s 972 are each amended to read as follows:

(1) The corrections personnel of the state and all counties and municipal corporations initially employed on or after January 1, 1982, shall engage in basic corrections training which complies with standards adopted by the commission. The training shall be successfully completed during the first six months of employment of the personnel, unless otherwise extended or waived by the commission, and shall be requisite to the continuation of employment.

(2) The commission shall provide the training required in this section, together with facilities, supplies, materials, and the room and board for noncommuting attendees, except during the ~~((2015-2017 and))~~ 2017-2019 and 2019-2021 fiscal biennia, when the employing county, municipal corporation, or state agency shall reimburse the commission for twenty-five percent of the cost of training its personnel.

(3)(a) Subsections (1) and (2) of this section do not apply to the Washington state department of corrections prisms division. The Washington state department of corrections is responsible for identifying training standards, designing curricula and programs, and providing the training for those corrections personnel employed by it. In doing so, the secretary of the department of corrections shall consult with staff development experts and correctional professionals both inside and outside of the agency, to include soliciting input from labor organizations.

(b) The commission and the department of corrections share the responsibility of developing and defining training standards and providing training for community corrections officers employed within the community corrections division of the department of corrections.

Sec. 971. RCW 43.101.435 and 2015 c 84 s 2 are each amended to read as follows:

The Washington internet crimes against children account is created in the custody of the state treasurer. All receipts from legislative appropriations, donations, gifts, grants, and funds from federal or private sources must be deposited into the account. Expenditures from the account must be used exclusively by the Washington internet crimes against children task force and its affiliate agencies for combating internet-facilitated crimes against children, promoting education on internet safety to the public and to minors, and rescuing child victims from abuse and exploitation. Only the criminal justice training commission or the commission's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures. The commission may enter into agreements with the Washington association of sheriffs and police chiefs to administer grants and other activities funded by the account and be paid an administrative fee not to exceed three percent of expenditures. During the 2019-2021 fiscal biennium, moneys in the account may be used by the Washington state patrol for activities related to the missing and exploited children task force.

Sec. 972. RCW 43.155.050 and 2017 3rd sp.s. c 10 s 5 and 2017 3rd sp.s. c 1 s 974 are each reenacted and amended to read as follows:

The public works assistance account is hereby established in the state treasury. Money may be placed in the public works assistance account from the proceeds of bonds when authorized by the legislature or from any other lawful source. Money in the public works assistance account shall be used to make loans and grants and to give financial guarantees to local governments for public works projects. Moneys in the account may also be appropriated or transferred to the water pollution control revolving ~~((account [fund]))~~ fund and the drinking water assistance account to provide for state match requirements under federal law. Not more than twenty percent of the biennial capital budget appropriation to the public works board from this account may be expended or obligated for preconstruction loans and grants, emergency loans and grants, or loans and grants for capital facility planning under this chapter. Not more than ten percent of the biennial capital budget appropriation to the public works board from this account may be expended or obligated as grants for preconstruction, emergency, capital facility planning, and construction projects. ~~((During the 2015-2017 fiscal biennium, the legislature may transfer from the public works assistance account to the general fund, the water pollution control revolving account [fund], and the drinking water assistance account such amounts as reflect the excess fund balance of the account.))~~ During the ~~((2015-2017 and))~~ 2017-2019 and 2019-2021 fiscal

biennia, the legislature may appropriate moneys from the account for activities related to rural economic development, the growth management act, and the voluntary stewardship program. ~~((During the 2015-2017 fiscal biennium, the legislature may transfer from the public works assistance account to the state general fund such amounts as specified by the legislature.))~~ During the 2017-2019 and 2019-2021 fiscal ~~((biennium))~~ biennia, the legislature may direct the state treasurer to make transfers of moneys in the public works assistance account to the education legacy trust account. It is the intent of the legislature that this policy will be continued in subsequent fiscal biennia.

Sec. 973. RCW 43.320.110 and 2018 c 185 s 2 and 2018 c 62 s 4 are each reenacted and amended to read as follows:

(1) There is created in the custody of the state treasurer a local fund known as the "financial services regulation fund" which shall consist of all moneys received by the divisions of the department of financial institutions, except as provided in subsection (2) of this section.

(2) The division of securities shall deposit thirteen percent of all moneys received, except as provided in RCW 43.320.115 and subsection (3) of this section, and which shall be used for the purchase of supplies and necessary equipment; the payment of salaries, wages, and utilities; the establishment of reserves; and other incidental costs required for the proper regulation of individuals and entities subject to regulation by the department.

(3) The division of securities shall deposit one hundred percent of all moneys received that are attributable to increases in fees implemented by rule pursuant to RCW 21.20.340(15).

(4) Disbursements from the fund shall be on authorization of the director of financial institutions or the director's designee. In order to maintain an effective expenditure and revenue control, the fund shall be subject in all respects to chapter 43.88 RCW, but no appropriation is required to permit expenditures and payment of obligations from the fund.

(5) During the 2017-2019 fiscal biennium, the legislature may transfer from the financial services regulation fund to the state general fund such amounts as reflect the excess fund balance of the fund. During the 2017-2019 fiscal biennium, moneys from the financial services regulation fund may be appropriated for the family prosperity account program at the department of commerce and for the operations of the department of revenue.

(6)(a) Beginning in the 2020-2021 fiscal year, the state treasurer shall annually transfer from the fund to the student loan advocate account created in RCW 28B.77.008, the greater of one hundred seventy-five thousand dollars or twenty percent of the annual assessment derived from student education loan servicing.

(b) The department must provide information to the state treasurer regarding the amount of the annual assessment derived from student education loan servicing.

(7) The director's obligations or duties under chapter 62, Laws of 2018 are subject to section 21, chapter 62, Laws of 2018.

(8) During the 2019-2021 fiscal biennium, moneys in the financial services regulation fund may be appropriated for the operations of the department of revenue. It is the intent of the legislature to continue this policy in subsequent biennia.

(9) During the 2019-2021 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the financial services regulation account to the general fund.

Sec. 974. RCW 43.330.250 and 2017 3rd sp.s. c 1 s 975 are each amended to read as follows:

(1) The economic development strategic reserve account is created in the state treasury to be used only for the purposes of this section.

(2) Only the governor, with the recommendation of the director of the department of commerce, may authorize expenditures from the account.

(3) During the 2009-2011 and 2011-2013 fiscal biennia, moneys in the account may also be transferred into the state general fund.

(4) Expenditures from the account may be made to prevent closure of a business or facility, to prevent relocation of a business or facility in the state to a location outside the state, or to recruit a business or facility to the state. Expenditures may be authorized for:

(a) Workforce development;

(b) Public infrastructure needed to support or sustain the operations of the business or facility;

(c) Other lawfully provided assistance including, but not limited to, technical assistance, environmental analysis, relocation assistance, and planning assistance. Funding may be provided for such assistance only when it is in the public interest and may only be provided under a contractual arrangement ensuring that the state will receive appropriate consideration, such as an assurance of job creation or retention; and

(d) The joint center for aerospace technology innovation.

(5) The funds shall not be expended from the account unless:

(a) The circumstances are such that time does not permit the director of the department of commerce or the business or facility to secure funding from other state sources;

(b) The business or facility produces or will produce significant long-term economic benefits to the state, a region of the state, or a particular community in the state;

(c) The business or facility does not require continuing state support;

(d) The expenditure will result in new jobs, job retention, or higher incomes for citizens of the state;

(e) The expenditure will not supplant private investment; and

(f) The expenditure is accompanied by private investment.

(6) No more than three million dollars per year may be expended from the account for the purpose of assisting an individual business or facility pursuant to the authority specified in this section.

(7) If the account balance in the strategic reserve account exceeds fifteen million dollars at any time, the amount in excess of fifteen million dollars shall be transferred to the education construction account.

(8) During the ((2015-2017 and)) 2017-2019 and 2019-2021 fiscal biennia, the legislature may appropriate moneys from the account to fund programs and grants at the department of commerce. It is the intent of the legislature that this policy will be continued in subsequent fiscal biennia.

Sec. 975. RCW 43.372.070 and 2016 sp.s. c 36 s 938 are each amended to read as follows:

(1) The marine resources stewardship trust account is created in the state treasury. All receipts from income derived from the investment of amounts credited to the account, any grants, gifts, or donations to the state for the purposes of marine management planning, marine spatial planning, data compilation, research, or monitoring, and any appropriations made to the account must be deposited in the account. Moneys in the account may be spent only after appropriation.

(2) Expenditures from the account may only be used for the purposes of marine management planning, marine spatial planning, research, monitoring, and implementation of the marine management plan.

(3) Except as provided in subsection (5) of this section, until July 1, 2016, expenditures from the account may only be used for the purposes of:

(a) Conducting ecosystem assessment and mapping activities in marine waters consistent with RCW 43.372.040(6) (a) and (c), with a focus on assessment and mapping activities related to marine resource uses and developing potential economic opportunities;

(b) Developing a marine management plan for the state's coastal waters as that term is defined in RCW 43.143.020; and

(c) Coordination under the west coast governors' agreement on ocean health, entered into on September 18, 2006, and other regional planning efforts consistent with RCW 43.372.030.

(4) Expenditures from the account on projects and activities relating to the state's coastal waters, as defined in RCW 43.143.020, must be made, to the maximum extent possible, consistent with the recommendations of the Washington coastal marine advisory council as provided in

RCW 43.143.060. If expenditures relating to coastal waters are made in a manner that differs substantially from the Washington coastal marine advisory council's recommendations, the responsible agency receiving the appropriation shall provide the council and appropriate committees of the legislature with a written explanation.

(5) During the ~~((2015-2017))~~ 2019-2021 fiscal biennium, the legislature may ~~((transfer from))~~ direct the state treasurer to make transfers of moneys in the marine resources stewardship trust account to the aquatic lands enhancement account ~~((such amounts as reflect the excess fund balance of the account))~~.

Sec. 976. RCW 43.380.020 and 2016 c 188 s 3 are each amended to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, the Washington statewide reentry council is created and located within the department for the purpose of promoting successful reentry of offenders after incarceration.

(2) Through the executive director that may be appointed by the council, the department shall administer the council by:

(a) Providing the council and its executive director use of the department's facilities; and

(b) Managing grants and other funds received, used, and disbursed by the council.

(3) Except during the 2019-2021 fiscal biennium, the department may not designate additional full-time staff to the administration of the council beyond the executive director.

Sec. 977. RCW 50.16.010 and 2017 3rd sp.s. c 1 s 977 are each amended to read as follows:

(1) There shall be maintained as special funds, separate and apart from all public moneys or funds of this state an unemployment compensation fund and an administrative contingency fund, which shall be administered by the commissioner exclusively for the purposes of this title, and to which RCW 43.01.050 shall not be applicable.

(2)(a) The unemployment compensation fund shall consist of:

(i) All contributions collected under RCW 50.24.010 and payments in lieu of contributions collected pursuant to the provisions of this title;

(ii) Any property or securities acquired through the use of moneys belonging to the fund;

(iii) All earnings of such property or securities;

(iv) Any moneys received from the federal unemployment account in the unemployment trust fund in accordance with Title XII of the social security act, as amended;

(v) All money recovered on official bonds for losses sustained by the fund;

(vi) All money credited to this state's account in the unemployment trust fund pursuant to section 903 of the social security act, as amended;

(vii) All money received from the federal government as reimbursement pursuant to section 204 of the federal-state extended compensation act of 1970 (84 Stat. 708-712; 26 U.S.C. Sec. 3304);

(viii) The portion of the additional penalties as provided in RCW 50.20.070(2) that is fifteen percent of the amount of benefits overpaid or deemed overpaid; and

(ix) All moneys received for the fund from any other source.

(b) All moneys in the unemployment compensation fund shall be commingled and undivided.

(3)(a) Except as provided in (b) of this subsection, the administrative contingency fund shall consist of:

(i) All interest on delinquent contributions collected pursuant to this title;

(ii) All fines and penalties collected pursuant to the provisions of this title, except the portion of the additional penalties as provided in RCW 50.20.070(2) that is fifteen percent of the amount of benefits overpaid or deemed overpaid;

(iii) All sums recovered on official bonds for losses sustained by the fund; and

(iv) Revenue received under RCW 50.24.014.

(b) All fees, fines, forfeitures, and penalties collected or assessed by a district court because of the violation of this title or rules adopted under this title shall be remitted as provided in chapter 3.62 RCW.

(c) Except as provided in (d) of this subsection, moneys available in the administrative contingency fund, other than money in the special account created under RCW 50.24.014, shall be expended upon the direction of the commissioner, with the approval of the governor, whenever it appears to him or her that such expenditure is necessary solely for:

(i) The proper administration of this title and that insufficient federal funds are available for the specific purpose to which such expenditure is to be made, provided, the moneys are not substituted for appropriations from federal funds which, in the absence of such moneys, would be made available.

(ii) The proper administration of this title for which purpose appropriations from federal funds have been requested but not yet received, provided, the administrative contingency fund will be reimbursed upon receipt of the requested federal appropriation.

(iii) The proper administration of this title for which compliance and audit issues have been identified that establish federal claims requiring the expenditure of state resources in resolution. Claims must be resolved in the following priority: First priority is to provide services to eligible participants within the state; second priority is to

provide substitute services or program support; and last priority is the direct payment of funds to the federal government.

(d)(i) During the 2007-2009 fiscal biennium, moneys available in the administrative contingency fund, other than money in the special account created under RCW 50.24.014(1)(a), shall be expended as appropriated by the legislature for: (A) The cost of the job skills or worker retraining programs at the community and technical colleges and administrative costs at the state board for community and technical colleges; and (B) reemployment services such as business and project development assistance, local economic development capacity building, and local economic development financial assistance at the department of commerce. The remaining appropriation may be expended as specified in (c) of this subsection.

(ii) During the 2015-2017 ~~((and)), 2017-2019, and 2019-2021~~ fiscal biennia, moneys available in the administrative contingency fund, other than money in the special account created under RCW 50.24.014(1)(a), shall be expended as appropriated by the legislature: (A) For the department of social and health services for employment and training services and programs in the WorkFirst program; (B) for the administrative costs of state agencies participating in the WorkFirst program; and (C) by the commissioner for the work group on agricultural and agricultural-related issues as provided in the 2013-2015 omnibus operating appropriations act. The remaining appropriation may be expended as specified in (c) of this subsection.

(4) Money in the special account created under RCW 50.24.014(1)(a) may only be expended, after appropriation, for the purposes specified in this section and RCW 50.62.010, 50.62.020, 50.62.030, 50.24.014, 50.44.053, and 50.22.010.

Sec. 978. RCW 69.50.540 and 2018 c 299 s 910 and 2018 c 201 s 8014 are each reenacted and amended to read as follows:

The legislature must annually appropriate moneys in the dedicated marijuana account created in RCW 69.50.530 as follows:

(1) For the purposes listed in this subsection (1), the legislature must appropriate to the respective agencies amounts sufficient to make the following expenditures on a quarterly basis:

(a) ~~((Beginning July 1, 2017;))~~ One hundred twenty-five thousand dollars to the health care authority to design and administer the Washington state healthy youth survey, analyze the collected data, and produce reports, in collaboration with the office of the superintendent of public instruction, department of health, department of commerce, family policy council, and state liquor and cannabis board. The survey must be conducted at least every two years and include questions regarding, but not necessarily limited to, academic achievement, age at time of substance use initiation, antisocial behavior of friends, attitudes toward antisocial behavior, attitudes toward substance use, laws and community norms regarding antisocial behavior, family

conflict, family management, parental attitudes toward substance use, peer rewarding of antisocial behavior, perceived risk of substance use, and rebelliousness. Funds disbursed under this subsection may be used to expand administration of the healthy youth survey to student populations attending institutions of higher education in Washington;

(b) ~~((Beginning July 1, 2017;))~~ Fifty thousand dollars to the health care authority for the purpose of contracting with the Washington state institute for public policy to conduct the cost-benefit evaluation and produce the reports described in RCW 69.50.550. This appropriation ends after production of the final report required by RCW 69.50.550;

(c) ~~((Beginning July 1, 2017;))~~ Five thousand dollars to the University of Washington alcohol and drug abuse institute for the creation, maintenance, and timely updating of web-based public education materials providing medically and scientifically accurate information about the health and safety risks posed by marijuana use;

(d)(i) An amount not less than one million two hundred fifty thousand dollars to the state liquor and cannabis board for administration of this chapter as appropriated in the omnibus appropriations act;

(ii) Two million six hundred fifty-one thousand seven hundred fifty dollars for fiscal year 2018 and three hundred fifty-one thousand seven hundred fifty dollars for fiscal year 2019 to the health professions account established under RCW 43.70.320 for the development and administration of the marijuana authorization database by the department of health;

(iii) Two million ~~((eight hundred three thousand dollars for fiscal year 2019))~~ seven hundred twenty-three thousand dollars for fiscal year 2020 and two million five hundred twenty-three thousand dollars for fiscal year 2021 to the Washington state patrol for a drug enforcement task force. It is the intent of the legislature that this policy will be continued in the ~~((2019-2024))~~ 2021-2023 fiscal biennium; and

(iv) Ninety-eight thousand dollars for fiscal year 2019 to the department of ecology for research on accreditation of marijuana product testing laboratories;

(e) Four hundred sixty-five thousand dollars for fiscal year 2020 and four hundred sixty-four thousand dollars for fiscal year 2021 to the department of ecology for implementation of accreditation of marijuana product testing laboratories;

(f) One hundred eighty-nine thousand dollars for fiscal year 2020 to the department of health for rule making regarding compassionate care renewals;

(g) Eight hundred eight thousand dollars for fiscal year 2020 and eight hundred eight thousand dollars for fiscal year 2021 to the department of health for the administration of the marijuana authorization database; and

(h) \$635,000 for fiscal year 2020 and \$635,000 for fiscal year 2021 to the department of agriculture for

compliance-based laboratory analysis of pesticides in marijuana.

~~((c) Twenty three thousand seven hundred fifty dollars to the department of enterprise services provided solely for the state building code council established under RCW 19.27.070, to develop and adopt fire and building code provisions related to marijuana processing and extraction facilities. The distribution under this subsection (1)(c) is for fiscal year 2016 only;))~~

(2) From the amounts in the dedicated marijuana account after appropriation of the amounts identified in subsection (1) of this section, the legislature must appropriate for the purposes listed in this subsection (2) as follows:

(a)(i) Up to fifteen percent to the health care authority for the development, implementation, maintenance, and evaluation of programs and practices aimed at the prevention or reduction of maladaptive substance use, substance use disorder, substance abuse or substance dependence, as these terms are defined in the Diagnostic and Statistical Manual of Mental Disorders, among middle school and high school-age students, whether as an explicit goal of a given program or practice or as a consistently corresponding effect of its implementation, mental health services for children and youth, and services for pregnant and parenting women; PROVIDED, That:

(A) Of the funds appropriated under (a)(i) of this subsection for new programs and new services, at least eighty-five percent must be directed to evidence-based or research-based programs and practices that produce objectively measurable results and, by September 1, 2020, are cost-beneficial; and

(B) Up to fifteen percent of the funds appropriated under (a)(i) of this subsection for new programs and new services may be directed to proven and tested practices, emerging best practices, or promising practices.

(ii) In deciding which programs and practices to fund, the director of the health care authority must consult, at least annually, with the University of Washington's social development research group and the University of Washington's alcohol and drug abuse institute.

~~(iii) ((For the fiscal year beginning July 1, 2016, the legislature must appropriate a minimum of twenty seven million seven hundred eighty six thousand dollars, and)) For each ((subsequent)) fiscal year ((thereafter)), the legislature must appropriate a minimum of twenty-five million five hundred thirty-six thousand dollars under this subsection (2)(a);~~

(b)(i) Up to ten percent to the department of health for the following, subject to (b)(ii) of this subsection (2):

(A) Creation, implementation, operation, and management of a marijuana education and public health program that contains the following:

(I) A marijuana use public health hotline that provides referrals to substance abuse treatment providers, utilizes evidence-based or research-based public health

approaches to minimizing the harms associated with marijuana use, and does not solely advocate an abstinence-only approach;

(II) A grants program for local health departments or other local community agencies that supports development and implementation of coordinated intervention strategies for the prevention and reduction of marijuana use by youth; and

(III) Media-based education campaigns across television, internet, radio, print, and out-of-home advertising, separately targeting youth and adults, that provide medically and scientifically accurate information about the health and safety risks posed by marijuana use; and

(B) The Washington poison control center(~~;~~and

~~(C) During the 2015-2017 fiscal biennium, the funds appropriated under this subsection (2)(b) may be used for prevention activities that target youth and populations with a high incidence of tobacco use)).~~

~~(ii) ((For the fiscal year beginning July 1, 2016, the legislature must appropriate a minimum of seven million five hundred thousand dollars and)) For each ((subsequent)) fiscal year ((thereafter)), the legislature must appropriate a minimum of nine million seven hundred fifty thousand dollars under this subsection (2)(b);~~

(c)(i) Up to six-tenths of one percent to the University of Washington and four-tenths of one percent to Washington State University for research on the short and long-term effects of marijuana use, to include but not be limited to formal and informal methods for estimating and measuring intoxication and impairment, and for the dissemination of such research.

~~(ii) ((For the fiscal year beginning July 1, 2016, the legislature must appropriate a minimum of two hundred seven thousand dollars and)) For each ((subsequent)) fiscal year, except for the 2017-2019 and 2019-2021 fiscal ((biennium)) biennia, the legislature must appropriate a minimum of one million twenty-one thousand dollars to the University of Washington. ((For the fiscal year beginning July 1, 2016, the legislature must appropriate a minimum of one hundred thirty eight thousand dollars and)) For each ((subsequent)) fiscal year ((thereafter)), except for the 2017-2019 and 2019-2021 fiscal ((biennium)) biennia, the legislature must appropriate a minimum of six hundred eighty-one thousand dollars to Washington State University under this subsection (2)(c). It is the intent of the legislature that this policy will be continued in the 2019-2021 fiscal biennium;~~

(d) Fifty percent to the state basic health plan trust account to be administered by the Washington basic health plan administrator and used as provided under chapter 70.47 RCW;

(e) Five percent to the Washington state health care authority to be expended exclusively through contracts with community health centers to provide primary health and dental care services, migrant health services, and maternity health care services as provided under RCW 41.05.220;

(f)(i) Up to three-tenths of one percent to the office of the superintendent of public instruction to fund grants to building bridges programs under chapter 28A.175 RCW.

(ii) For ~~((the fiscal year beginning July 1, 2016, and))~~ each ~~((subsequent))~~ fiscal year, the legislature must appropriate a minimum of five hundred eleven thousand dollars to the office of the superintendent of public instruction under this subsection (2)(f); and

(g) At the end of each fiscal year, the treasurer must transfer any amounts in the dedicated marijuana account that are not appropriated pursuant to subsection (1) of this section and this subsection (2) into the general fund, except as provided in (g)(i) of this subsection (2).

(i) Beginning in fiscal year 2018, if marijuana excise tax collections deposited into the general fund in the prior fiscal year exceed twenty-five million dollars, then each fiscal year the legislature must appropriate an amount equal to thirty percent of all marijuana excise taxes deposited into the general fund the prior fiscal year to the treasurer for distribution to counties, cities, and towns as follows:

(A) Thirty percent must be distributed to counties, cities, and towns where licensed marijuana retailers are physically located. Each jurisdiction must receive a share of the revenue distribution under this subsection (2)(g)(i)(A) based on the proportional share of the total revenues generated in the individual jurisdiction from the taxes collected under RCW 69.50.535, from licensed marijuana retailers physically located in each jurisdiction. For purposes of this subsection (2)(g)(i)(A), one hundred percent of the proportional amount attributed to a retailer physically located in a city or town must be distributed to the city or town.

(B) Seventy percent must be distributed to counties, cities, and towns ratably on a per capita basis. Counties must receive sixty percent of the distribution, which must be disbursed based on each county's total proportional population. Funds may only be distributed to jurisdictions that do not prohibit the siting of any state licensed marijuana producer, processor, or retailer.

(ii) Distribution amounts allocated to each county, city, and town must be distributed in four installments by the last day of each fiscal quarter.

(iii) By September 15th of each year, the state liquor and cannabis board must provide the state treasurer the annual distribution amount, if any, for each county and city as determined in (g)(i) of this subsection (2).

(iv) The total share of marijuana excise tax revenues distributed to counties and cities in (g)(i) of this subsection (2) may not exceed fifteen million dollars in fiscal years 2018 ~~((and))~~, 2019, 2020, and 2021, and twenty million dollars per fiscal year thereafter. It is the intent of the legislature that the policy for the maximum distributions in the subsequent fiscal biennia will be no more than fifteen million dollars per fiscal year.

For the purposes of this section, "marijuana products" means "useable marijuana," "marijuana

concentrates," and "marijuana-infused products" as those terms are defined in RCW 69.50.101.

Sec. 979. RCW 70.155.120 and 2016 sp.s. c 38 s 2 are each amended to read as follows:

(1) The youth tobacco and vapor products prevention account is created in the state treasury. All fees collected pursuant to RCW 82.24.520, 82.24.530, 82.26.160, and 82.26.170 and funds collected by the liquor and cannabis board from the imposition of monetary penalties shall be deposited into this account, except that ten percent of all such fees and penalties shall be deposited in the state general fund.

(2) Moneys appropriated from the youth tobacco and vapor products prevention account to the department of health shall be used by the department of health for implementation of this chapter, including collection and reporting of data regarding enforcement and the extent to which access to tobacco products and vapor products by youth has been reduced.

(3) The department of health shall enter into interagency agreements with the liquor and cannabis board to pay the costs incurred, up to thirty percent of available funds, in carrying out its enforcement responsibilities under this chapter. Such agreements shall set forth standards of enforcement, consistent with the funding available, so as to reduce the extent to which tobacco products and vapor products are available to individuals under the age of eighteen. The agreements shall also set forth requirements for data reporting by the liquor and cannabis board regarding its enforcement activities. During the 2019-2021 fiscal biennium, the department of health shall pay the costs incurred, up to twenty-three percent of available funds, in carrying out its enforcement responsibilities.

(4) The department of health, the liquor and cannabis board, and the department of revenue shall enter into an interagency agreement for payment of the cost of administering the tobacco retailer licensing system and for the provision of quarterly documentation of tobacco wholesaler, retailer, and vending machine names and locations.

(5) The department of health shall, within up to seventy percent of available funds, provide grants to local health departments or other local community agencies to develop and implement coordinated tobacco and vapor product intervention strategies to prevent and reduce tobacco and vapor product use by youth. During the 2019-2021 fiscal biennium, the department of health shall, within up to seventy-seven percent of available funds, provide grants to local health departments or other local community agencies to develop and implement coordinated tobacco and vapor product intervention strategies to prevent and reduce tobacco and vapor product use by youth.

Sec. 980. RCW 71.24.580 and 2018 c 205 s 2 and 2018 c 201 s 4044 are each reenacted and amended to read as follows:

(1) The criminal justice treatment account is created in the state treasury. Moneys in the account may be

expended solely for: (a) Substance use disorder treatment and treatment support services for offenders with a substance use disorder that, if not treated, would result in addiction, against whom charges are filed by a prosecuting attorney in Washington state; (b) the provision of substance use disorder treatment services and treatment support services for nonviolent offenders within a drug court program; and (c) the administrative and overhead costs associated with the operation of a drug court. Amounts provided in this subsection must be used for treatment and recovery support services for criminally involved offenders and authorization of these services shall not be subject to determinations of medical necessity. During the 2017-2019 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the criminal justice treatment account to the state general fund. ~~((It is the intent of the legislature to continue in the 2019-2021 biennium the policy of transferring to the state general fund such amounts as reflect the excess fund balance of the account.))~~ During the 2019-2021 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the criminal justice treatment account to the home security fund account created in RCW 43.185C.060. It is the intent of the legislature to continue the policy of transferring moneys from the criminal justice treatment account to the home security fund account in subsequent biennia. Moneys in the account may be spent only after appropriation.

(2) For purposes of this section:

(a) "Treatment" means services that are critical to a participant's successful completion of his or her substance use disorder treatment program, including but not limited to the recovery support and other programmatic elements outlined in RCW 2.30.030 authorizing therapeutic courts; and

(b) "Treatment support" includes transportation to or from inpatient or outpatient treatment services when no viable alternative exists, and child care services that are necessary to ensure a participant's ability to attend outpatient treatment sessions.

(3) Revenues to the criminal justice treatment account consist of: (a) Funds transferred to the account pursuant to this section; and (b) any other revenues appropriated to or deposited in the account.

(4)(a) For the fiscal year beginning July 1, 2005, and each subsequent fiscal year, the state treasurer shall transfer eight million two hundred fifty thousand dollars from the general fund to the criminal justice treatment account, divided into four equal quarterly payments. For the fiscal year beginning July 1, 2006, and each subsequent fiscal year, the amount transferred shall be increased on an annual basis by the implicit price deflator as published by the federal bureau of labor statistics.

(b) In each odd-numbered year, the legislature shall appropriate the amount transferred to the criminal justice treatment account in (a) of this subsection to the department for the purposes of subsection (5) of this section.

(5) Moneys appropriated to the authority from the criminal justice treatment account shall be distributed as

specified in this subsection. The authority may retain up to three percent of the amount appropriated under subsection (4)(b) of this section for its administrative costs.

(a) Seventy percent of amounts appropriated to the authority from the account shall be distributed to counties pursuant to the distribution formula adopted under this section. The authority, in consultation with the department of corrections, the Washington state association of counties, the Washington state association of drug court professionals, the superior court judges' association, the Washington association of prosecuting attorneys, representatives of the criminal defense bar, representatives of substance use disorder treatment providers, and any other person deemed by the authority to be necessary, shall establish a fair and reasonable methodology for distribution to counties of moneys in the criminal justice treatment account. County or regional plans submitted for the expenditure of formula funds must be approved by the panel established in (b) of this subsection.

(b) Thirty percent of the amounts appropriated to the authority from the account shall be distributed as grants for purposes of treating offenders against whom charges are filed by a county prosecuting attorney. The authority shall appoint a panel of representatives from the Washington association of prosecuting attorneys, the Washington association of sheriffs and police chiefs, the superior court judges' association, the Washington state association of counties, the Washington defender's association or the Washington association of criminal defense lawyers, the department of corrections, the Washington state association of drug court professionals, and substance use disorder treatment providers. The panel shall review county or regional plans for funding under (a) of this subsection and grants approved under this subsection. The panel shall attempt to ensure that treatment as funded by the grants is available to offenders statewide.

(6) The county alcohol and drug coordinator, county prosecutor, county sheriff, county superior court, a substance abuse treatment provider appointed by the county legislative authority, a member of the criminal defense bar appointed by the county legislative authority, and, in counties with a drug court, a representative of the drug court shall jointly submit a plan, approved by the county legislative authority or authorities, to the panel established in subsection (5)(b) of this section, for disposition of all the funds provided from the criminal justice treatment account within that county. The funds shall be used solely to provide approved alcohol and substance abuse treatment pursuant to RCW 71.24.560 and treatment support services. No more than ten percent of the total moneys received under subsections (4) and (5) of this section by a county or group of counties participating in a regional agreement shall be spent for treatment support services.

(7) Counties are encouraged to consider regional agreements and submit regional plans for the efficient delivery of treatment under this section.

(8) Moneys allocated under this section shall be used to supplement, not supplant, other federal, state, and local funds used for substance abuse treatment.

(9) Counties must meet the criteria established in RCW 2.30.030(3).

Sec. 981. RCW 76.04.610 and 2018 c 299 s 912 are each amended to read as follows:

(1)(a) If any owner of forestland within a forest protection zone neglects or fails to provide adequate fire protection as required by RCW 76.04.600, the department shall provide such protection and shall annually impose the following assessments on each parcel of such land: (i) A flat fee assessment of seventeen dollars and fifty cents; and (ii) twenty-seven cents on each acre exceeding fifty acres.

(b) Assessors may, at their option, collect the assessment on tax exempt lands. If the assessor elects not to collect the assessment, the department may bill the landowner directly.

(2) An owner who has paid assessments on two or more parcels, each containing fewer than fifty acres and each within the same county, may obtain the following refund:

(a) If all the parcels together contain less than fifty acres, then the refund is equal to the flat fee assessments paid, reduced by the total of (i) seventeen dollars and (ii) the total of the amounts retained by the county from such assessments under subsection (5) of this section.

(b) If all the parcels together contain fifty or more acres, then the refund is equal to the flat fee assessments paid, reduced by the total of (i) seventeen dollars, (ii) twenty-seven cents for each acre exceeding fifty acres, and (iii) the total of the amounts retained by the county from such assessments under subsection (5) of this section.

Applications for refunds shall be submitted to the department on a form prescribed by the department and in the same year in which the assessments were paid. The department may not provide refunds to applicants who do not provide verification that all assessments and property taxes on the property have been paid. Applications may be made by mail.

In addition to the procedures under this subsection, property owners with multiple parcels in a single county who qualify for a refund under this section may apply to the department on an application listing all the parcels owned in order to have the assessment computed on all parcels but billed to a single parcel. Property owners with the following number of parcels may apply to the department in the year indicated:

Year	Number of Parcels
2002	10 or more parcels
2003	8 or more parcels
2004 and thereafter	6 or more parcels

The department must compute the correct assessment and allocate one parcel in the county to use to collect the assessment. The county must then bill the forest fire protection assessment on that one allocated identified

parcel. The landowner is responsible for notifying the department of any changes in parcel ownership.

(3) Beginning January 1, 1991, under the administration and at the discretion of the department up to two hundred thousand dollars per year of this assessment shall be used in support of those rural fire districts assisting the department in fire protection services on forestlands.

(4) For the purpose of this chapter, the department may divide the forestlands of the state, or any part thereof, into districts, for fire protection and assessment purposes, may classify lands according to the character of timber prevailing, and the fire hazard existing, and place unprotected lands under the administration of the proper district. Amounts paid or contracted to be paid by the department for protection of forestlands from funds at its disposal shall be a lien upon the property protected, unless reimbursed by the owner within ten days after October 1st of the year in which they were incurred. The department shall be prepared to make statement thereof, upon request, to a forest owner whose own protection has not been previously approved as to its adequacy, the department shall report the same to the assessor of the county in which the property is situated. The assessor shall extend the amounts upon the tax rolls covering the property, and upon authorization from the department shall levy the forest protection assessment against the amounts of unimproved land as shown in each ownership on the county assessor's records. The assessor may then segregate on the records to provide that the improved land and improvements thereon carry the millage levy designed to support the rural fire protection districts as provided for in RCW 52.16.170.

(5) The amounts assessed shall be collected at the time, in the same manner, by the same procedure, and with the same penalties attached that general state and county taxes on the same property are collected, except that errors in assessments may be corrected at any time by the department certifying them to the treasurer of the county in which the land involved is situated. Assessments shall be known and designated as assessments of the year in which the amounts became reimbursable. Upon the collection of assessments the county treasurer shall place fifty cents of the total assessments paid on a parcel for fire protection into the county current expense fund to defray the costs of listing, billing, and collecting these assessments. The treasurer shall then transmit the balance to the department. Collections shall be applied against expenses incurred in carrying out the provisions of this section, including necessary and reasonable administrative costs incurred by the department in the enforcement of these provisions. The department may also expend sums collected from owners of forestlands or received from any other source for necessary administrative costs in connection with the enforcement of RCW 76.04.660. During the 2017-2019 ~~and 2019-2021~~ fiscal ~~(biennium)~~ biennia, the legislature may appropriate moneys from the account for department of natural resources wildfire response and forest health activities.

(6) When land against which forest protection assessments are outstanding is acquired for delinquent taxes and sold at public auction, the state shall have a prior lien on the proceeds of sale over and above the amount necessary to

satisfy the county's delinquent tax judgment. The county treasurer, in case the proceeds of sale exceed the amount of the delinquent tax judgment, shall immediately remit to the department the amount of the outstanding forest protection assessments.

(7) All nonfederal public bodies owning or administering forestland included in a forest protection zone shall pay the forest protection assessments provided in this section and the special forest fire suppression account assessments under RCW 76.04.630. The forest protection assessments and special forest fire suppression account assessments shall be payable by nonfederal public bodies from available funds within thirty days following receipt of the written notice from the department which is given after October 1st of the year in which the protection was provided. Unpaid assessments are not a lien against the nonfederal publicly owned land but shall constitute a debt by the nonfederal public body to the department and are subject to interest charges at the legal rate. ~~((During the 2011-2013 fiscal biennium, the forest fire protection assessment account may be appropriated to The Evergreen State College for analysis and recommendations to improve the efficiency and effectiveness of the state's mechanisms for funding fire prevention and suppression activities.))~~

(8) A public body, having failed to previously pay the forest protection assessments required of it by this section, which fails to suppress a fire on or originating from forestlands owned or administered by it, is liable for the costs of suppression incurred by the department or its agent and is not entitled to reimbursement of costs incurred by the public body in the suppression activities.

(9) The department may adopt rules to implement this section, including, but not limited to, rules on levying and collecting forest protection assessments.

Sec. 982. RCW 76.09.405 and 2007 c 54 s 3 and 2007 c 48 s 1 are each reenacted and amended to read as follows:

The forest and fish support account is hereby created in the state treasury. Receipts from appropriations, the surcharge imposed under RCW 82.04.261, and other sources must be deposited into the account. Expenditures from the account shall be used for activities pursuant to the state's implementation of the forests and fish report as defined in this chapter and related activities including, but not limited to, adaptive management, monitoring, and participation grants to tribes, state and local agencies, and not-for-profit public interest organizations. Expenditures from the account may be made only after appropriation by the legislature. During the 2019-2021 fiscal biennium, the legislature may appropriate moneys from the account for activities to implement this chapter.

Sec. 983. RCW 77.12.203 and 2018 c 299 s 913 are each amended to read as follows:

(1) Except as provided in subsections (5), (6), and (7) of this section and notwithstanding RCW 84.36.010 or other statutes to the contrary, the director must pay by April 30th of each year on game lands, regardless of acreage, in each county, if requested by an election under RCW

77.12.201, an amount in lieu of real property taxes equal to that amount paid on similar parcels of open space land taxable under chapter 84.34 RCW or the greater of seventy cents per acre per year or the amount paid in 1984 plus an additional amount for control of noxious weeds equal to that which would be paid if such lands were privately owned. This amount may not be assessed or paid on department buildings, structures, facilities, game farms, fish hatcheries, water access sites, tidelands, or public fishing areas.

(2) "Game lands," as used in this section and RCW 77.12.201, means those tracts, regardless of acreage, owned in fee by the department and used for wildlife habitat and public recreational purposes. All lands purchased for wildlife habitat, public access, or recreation purposes with federal funds in the Snake River drainage basin are considered game lands regardless of acreage.

(3) This section does not apply to lands transferred after April 23, 1990, to the department from other state agencies.

(4) The county must distribute the amount received under this section in lieu of real property taxes to all property taxing districts except the state in appropriate tax code areas the same way it would distribute local property taxes from private property. The county must distribute the amount received under this section for weed control to the appropriate weed district.

(5) For the 2013-2015 and 2015-2017 fiscal biennia, the director must pay by April 30th of each year on game lands in each county, if requested by an election under RCW 77.12.201, an amount in lieu of real property taxes and must be distributed as follows:

County

Adams.....	1,909
Asotin	36,123
Chelan.....	24,757
Columbia	7,795
Ferry	6,781
Garfield.....	4,840
Grant.....	37,443
Kittitas	143,974
Klickitat.....	21,906
Lincoln	13,535
Okanogan.....	151,402
Pend Oreille.....	3,309
Yakima	126,225

These amounts may not be assessed or paid on department buildings, structures, facilities, game farms, fish hatcheries, water access sites, tidelands, or public fishing areas.

(6) For the 2017-2019 fiscal biennium, the director must pay by April 30th of each year on game lands in each county, if requested by an election under RCW 77.12.201, an amount in lieu of real property taxes and must be distributed as follows:

County

Adams	1,909
Asotin.....	36,123
Chelan.....	39,858
Columbia.....	20,713
Ferry.....	22,798
Garfield.....	12,744
Grant	71,930
Kittitas.....	382,638
Klickitat	51,019
Lincoln.....	13,535
Okanogan.....	264,036
Pend Oreille	5,546
Yakima.....	186,056

These amounts may not be assessed or paid on department buildings, structures, facilities, game farms, fish hatcheries, water access sites, tidelands, or public fishing areas.

(7) During the 2019-21 biennium, the state treasurer must distribute the payments required under this section on behalf of the director.

Sec. 984. RCW 79.64.040 and 2017 3rd sp.s. c 1 s 985 and 2017 c 248 s 5 are each reenacted and amended to read as follows:

(1) The board shall determine the amount deemed necessary in order to achieve the purposes of this chapter and shall provide by rule for the deduction of this amount from the moneys received from all leases, sales, contracts, licenses, permits, easements, and rights-of-way issued by the department and affecting state lands and aquatic lands, except as provided in RCW 79.64.130, provided that no deduction shall be made from the proceeds from agricultural college lands.

(2) Moneys received as deposits from successful bidders, advance payments, and security under RCW 79.15.100, 79.15.080, and 79.11.150 prior to December 1, 1981, which have not been subjected to deduction under this section are not subject to deduction under this section.

(3) Except as otherwise provided in subsection (5) of this section, the deductions authorized under this section shall not exceed twenty-five percent of the moneys received by the department in connection with any one transaction pertaining to state lands and aquatic lands other than second-class tide and shore lands and the beds of navigable waters, and fifty percent of the moneys received by the department pertaining to second-class tide and shore lands and the beds of navigable waters.

(4) In the event that the department sells logs using the contract harvesting process described in RCW 79.15.500 through 79.15.530, the moneys received subject to this section are the net proceeds from the contract harvesting sale.

(5) During the 2015-2017 ~~((and))~~, 2017-2019, and 2019-2021 fiscal biennia, the board may increase the twenty-five percent limitation up to thirty-two percent.

Sec. 985. RCW 79.64.110 and 2017 3rd sp.s. c 13 s 315, 2017 3rd sp.s. c 1 s 986, and 2017 c 248 s 6 are each reenacted and amended to read as follows:

(1) Any moneys derived from the lease of state forestlands or from the sale of valuable materials, oils, gases, coal, minerals, or fossils from those lands, except as provided in RCW 79.64.130, or the appraised value of these resources when transferred to a public agency under RCW 79.22.060, except as provided in RCW 79.22.060(4), must be distributed as follows:

(a) For state forestlands acquired through RCW 79.22.040 or by exchange for lands acquired through RCW 79.22.040:

(i) The expense incurred by the state for administration, reforestation, and protection, not to exceed twenty-five percent, which rate of percentage shall be determined by the board, must be returned to the forest development account created in RCW 79.64.100. During the ~~((2015-2017 and))~~ 2017-2019 and 2019-2021 fiscal biennia, the board may increase the twenty-five percent limitation up to twenty-seven percent.

(ii) Any balance remaining must be paid to the county in which the land is located or, for counties participating in a land pool created under RCW 79.22.140, to each participating county proportionate to its contribution of asset value to the land pool as determined by the board. Payments made under this subsection are to be paid, distributed, and prorated, except as otherwise provided in this section, to the various funds in the same manner as general taxes are paid and distributed during the year of payment.

(iii) Any balance remaining, paid to a county with a population of less than sixteen thousand, must first be applied to the reduction of any indebtedness existing in the current expense fund of the county during the year of payment.

(iv) With regard to moneys remaining under this subsection (1)(a), within seven working days of receipt of these moneys, the department shall certify to the state treasurer the amounts to be distributed to the counties. The

state treasurer shall distribute funds to the counties four times per month, with no more than ten days between each payment date.

(b) For state forestlands acquired through RCW 79.22.010 or by exchange for lands acquired through RCW 79.22.010, except as provided in RCW 79.64.120:

(i) Fifty percent shall be placed in the forest development account.

(ii) Fifty percent shall be prorated and distributed to the state general fund, to be dedicated for the benefit of the public schools, to the county in which the land is located or, for counties participating in a land pool created under RCW 79.22.140, to each participating county proportionate to its contribution of asset value to the land pool as determined by the board, and according to the relative proportions of tax levies of all taxing districts in the county. The portion to be distributed to the state general fund shall be based on the regular school levy rate under RCW 84.52.065 (1) and (2) and the levy rate for any maintenance and operation special school levies. With regard to the portion to be distributed to the counties, the department shall certify to the state treasurer the amounts to be distributed within seven working days of receipt of the money. The state treasurer shall distribute funds to the counties four times per month, with no more than ten days between each payment date. The money distributed to the county must be paid, distributed, and prorated to the various other funds in the same manner as general taxes are paid and distributed during the year of payment.

(2) A school district may transfer amounts deposited in its debt service fund pursuant to this section into its capital projects fund as authorized in RCW 28A.320.330.

Sec. 986. RCW 79.105.150 and 2018 c 299 s 914 are each amended to read as follows:

(1) After deduction for management costs as provided in RCW 79.64.040 and payments to towns under RCW 79.115.150(2), all moneys received by the state from the sale or lease of state-owned aquatic lands and from the sale of valuable material from state-owned aquatic lands shall be deposited in the aquatic lands enhancement account which is hereby created in the state treasury. After appropriation, these funds shall be used solely for aquatic lands enhancement projects; for the purchase, improvement, or protection of aquatic lands for public purposes; for providing and improving access to the lands; and for volunteer cooperative fish and game projects. During the ~~((2013-2015, 2015-2017, and))~~ 2017-2019 and 2019-2021 fiscal biennia, the aquatic lands enhancement account may be used to support the shellfish program, the ballast water program, hatcheries, the Puget Sound toxic sampling program and steelhead mortality research at the department of fish and wildlife, the knotweed program at the department of agriculture, actions at the University of Washington for reducing ocean acidification, which may include the creation of a center on ocean acidification, the Puget Sound Corps program, and support of the marine resource advisory council and the Washington coastal marine advisory council. During the ~~((2013-2015 and))~~ 2017-2019 and 2019-2021 fiscal biennia, the legislature may transfer from the aquatic

lands enhancement account to the geoduck aquaculture research account for research related to shellfish aquaculture. During the 2015-2017 fiscal biennium, the legislature may transfer moneys from the aquatic lands enhancement account to the marine resources stewardship trust account.

(2) In providing grants for aquatic lands enhancement projects, the recreation and conservation funding board shall:

(a) Require grant recipients to incorporate the environmental benefits of the project into their grant applications;

(b) Utilize the statement of environmental benefits, consideration, except as provided in RCW 79.105.610, of whether the applicant is a Puget Sound partner, as defined in RCW 90.71.010, whether a project is referenced in the action agenda developed by the Puget Sound partnership under RCW 90.71.310, and except as otherwise provided in RCW 79.105.630, and effective one calendar year following the development and statewide availability of model evergreen community management plans and ordinances under RCW 35.105.050, whether the applicant is an entity that has been recognized, and what gradation of recognition was received, in the evergreen community recognition program created in RCW 35.105.030 in its prioritization and selection process; and

(c) Develop appropriate outcome-focused performance measures to be used both for management and performance assessment of the grants.

(3) To the extent possible, the department should coordinate its performance measure system with other natural resource-related agencies as defined in RCW 43.41.270.

(4) The department shall consult with affected interest groups in implementing this section.

(5) Any project designed to address the restoration of Puget Sound may be funded under this chapter only if the project is not in conflict with the action agenda developed by the Puget Sound partnership under RCW 90.71.310.

Sec. 987. RCW 79A.25.210 and 2017 3rd sp.s. c 1 s 997 are each amended to read as follows:

The firearms range account is hereby created in the state general fund. Moneys in the account shall be subject to legislative appropriation and shall be used for purchase and development of land, construction or improvement of range facilities, including fixed structure construction or remodeling, equipment purchase, safety or environmental improvements, noise abatement, and liability protection for public and nonprofit firearm range training and practice facilities.

Grant funds shall not be used for expendable shooting supplies, or normal operating expenses. In making grants, the board shall give priority to projects for noise abatement or safety improvement. Grant funds shall not supplant funds for other organization programs.

The funds will be available to nonprofit shooting organizations, school districts, and state, county, or local governments on a match basis. All entities receiving matching funds must be open on a regular basis and usable by law enforcement personnel or the general public who possess Washington concealed pistol licenses or Washington hunting licenses or who are enrolled in a firearm safety class.

Applicants for a grant from the firearms range account shall provide matching funds in either cash or in-kind contributions. The match must represent one dollar in value for each one dollar of the grant except that in the case of a grant for noise abatement or safety improvements the match must represent one dollar in value for each two dollars of the grant. In-kind contributions include but are not limited to labor, materials, and new property. Existing assets and existing development may not apply to the match.

Applicants other than school districts or local or state government must be registered as a nonprofit or not-for-profit organization with the Washington secretary of state. The organization's articles of incorporation must contain provisions for the organization's structure, officers, legal address, and registered agent.

Organizations requesting grants must provide the hours of range availability for public and law enforcement use. The fee structure will be submitted with the grant application.

Any nonprofit organization or agency accepting a grant under this program will be required to pay back the entire grant amount to the firearms range account if the use of the range facility is discontinued less than ten years after the grant is accepted.

Entities receiving grants must make the facilities for which grant funding is received open for hunter safety education classes and firearm safety classes on a regular basis for no fee.

Government units or school districts applying for grants must open their range facility on a regular basis for hunter safety education classes and firearm safety classes.

The board shall adopt rules to implement chapter 195, Laws of 1990, pursuant to chapter 34.05 RCW. During the 2017-2019 and 2019-2021 fiscal (~~biennium~~) biennia, expenditures from the firearms range account may be used to implement chapter 74, Laws of 2017 (SHB 1100) (concealed pistol licenses) and chapter 282, Laws of 2017 (SB 5268) (concealed pistol license notices).

Sec. 988. RCW 82.14.310 and 2013 2nd sp.s. c 4 s 1004 are each amended to read as follows:

(1) The county criminal justice assistance account is created in the state treasury. Beginning in fiscal year 2000, the state treasurer must transfer into the county criminal justice assistance account from the general fund the sum of twenty-three million two hundred thousand dollars divided into four equal deposits occurring on July 1, October 1, January 1, and April 1. For each fiscal year thereafter, the state treasurer must increase the total transfer by the fiscal growth factor, as defined in RCW 43.135.025, forecast for

that fiscal year by the office of financial management in November of the preceding year.

(2) The moneys deposited in the county criminal justice assistance account for distribution under this section, less any moneys appropriated for purposes under subsections (4) and (5) of this section, must be distributed at such times as distributions are made under RCW 82.44.150 and on the relative basis of each county's funding factor as determined under this subsection.

(a) A county's funding factor is the sum of:

(i) The population of the county, divided by one thousand, and multiplied by two-tenths;

(ii) The crime rate of the county, multiplied by three-tenths; and

(iii) The annual number of criminal cases filed in the county superior court, for each one thousand in population, multiplied by five-tenths.

(b) Under this section and RCW 82.14.320 and 82.14.330:

(i) The population of the county or city is as last determined by the office of financial management;

(ii) The crime rate of the county or city is the annual occurrence of specified criminal offenses, as calculated in the most recent annual report on crime in Washington state as published by the Washington association of sheriffs and police chiefs, for each one thousand in population;

(iii) The annual number of criminal cases filed in the county superior court must be determined by the most recent annual report of the courts of Washington, as published by the administrative office of the courts;

(iv) Distributions and eligibility for distributions in the 1989-1991 biennium must be based on 1988 figures for both the crime rate as described under (ii) of this subsection and the annual number of criminal cases that are filed as described under (iii) of this subsection. Future distributions must be based on the most recent figures for both the crime rate as described under (ii) of this subsection and the annual number of criminal cases that are filed as described under (iii) of this subsection.

(3) Moneys distributed under this section must be expended exclusively for criminal justice purposes and may not be used to replace or supplant existing funding. Criminal justice purposes are defined as activities that substantially assist the criminal justice system, which may include circumstances where ancillary benefit to the civil or juvenile justice system occurs, and which includes (a) domestic violence services such as those provided by domestic violence programs, community advocates, and legal advocates, as defined in RCW 70.123.020, and (b) during the 2001-2003 fiscal biennium, juvenile dispositional hearings relating to petitions for at-risk youth, truancy, and children in need of services. Existing funding for purposes of this subsection is defined as calendar year 1989 actual operating expenditures for criminal justice purposes. Calendar year 1989 actual operating expenditures for criminal justice purposes exclude the following: Expenditures for

extraordinary events not likely to reoccur, changes in contract provisions for criminal justice services, beyond the control of the local jurisdiction receiving the services, and major nonrecurring capital expenditures.

(4) Not more than five percent of the funds deposited to the county criminal justice assistance account may be available for appropriations for enhancements to the state patrol crime laboratory system and the continuing costs related to these enhancements. Funds appropriated from this account for such enhancements may not supplant existing funds from the state general fund.

~~(5) ((During the 2011-2013 fiscal biennium, the amount that would otherwise be transferred into the county criminal justice assistance account from the general fund under subsection (1) of this section must be reduced by 3.4 percent.~~

~~(6) During the 2013-2015 fiscal biennium, for the purposes of substance abuse and other programs for offenders, the legislature may appropriate from the county criminal justice assistance account such amounts as are in excess of the amounts necessary to fully meet the state's obligations to the counties and to the Washington state patrol. Excess amounts in this account are not the result of subsection (5) of this section.)) During the 2017-2019 fiscal biennium, the sum of one hundred fifty-three thousand dollars, and during the 2019-2021 fiscal biennium, the sum of five hundred ten thousand dollars, may be appropriated for the Washington state patrol to provide investigative assistance and report services to assist local law enforcement agencies to prosecute criminals. It is the intent of the legislature that this policy will be continued in subsequent fiscal biennia.~~

Sec. 989. RCW 82.19.040 and 2017 3rd sp.s. c 1 s 990 are each amended to read as follows:

(1) To the extent applicable, all of the definitions of chapter 82.04 RCW and all of the provisions of chapter 82.32 RCW apply to the tax imposed in this chapter.

(2) Beginning June 30, 2019, taxes collected under this chapter shall be deposited in the waste reduction, recycling, and litter control account under RCW 70.93.180, except that until June 30, 2021, one million two hundred fifty thousand dollars per fiscal year must be deposited in equal monthly amounts in the state parks renewal and stewardship account, with the remainder deposited in the waste reduction, recycling, and litter control account. It is the intent of the legislature to continue this policy in the ensuing biennium.

Sec. 990. RCW 83.100.230 and 2017 3rd sp.s. c 1 s 991 are each amended to read as follows:

The education legacy trust account is created in the state treasury. Money in the account may be spent only after appropriation. Expenditures from the account may be used only for support of the common schools, and for expanding access to higher education through funding for new enrollments and financial aid, and other educational improvement efforts. During the 2015-2017 ((and)), 2017-2019, and 2019-2021 fiscal biennia appropriations from the

account may be made for support of early learning programs. It is the intent of the legislature that this policy will be continued in subsequent fiscal biennia.

Sec. 991. RCW 86.26.007 and 2018 c 299 s 917 are each amended to read as follows:

The flood control assistance account is hereby established in the state treasury. At the beginning of the 2005-2007 fiscal biennium, the state treasurer shall transfer three million dollars from the general fund to the flood control assistance account. Each biennium thereafter the state treasurer shall transfer four million dollars from the general fund to the flood control assistance account ~~((except that during the 2011-2013 fiscal biennium, the state treasurer shall transfer one million dollars from the general fund to the flood control assistance account)).~~ Moneys in the flood control assistance account may be spent only after appropriation for purposes specified under this chapter. ~~((During the 2013-2015 fiscal biennium and the 2015-2017 fiscal biennium, the legislature may transfer from the flood control assistance account to the state general fund such amounts as reflect the excess fund balance of the account.))~~ During the 2017-2019 and 2019-2021 fiscal ((biennium)) biennia, the legislature may appropriate moneys from the account for the purposes specified under chapter 90.94 RCW.

Sec. 992. RCW 90.50A.090 and 2013 c 96 s 2 are each amended to read as follows:

(1) The water pollution control revolving administration account is created in the state treasury. All receipts from charges authorized in this section must be deposited in the account. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only in a manner consistent with this section.

(2) The department is authorized to assess administration charges as a portion of the debt service for loans issued under the water pollution control revolving fund created in RCW 90.50A.020. The sole purpose of assessing administration charges is to predictably and adequately fund the department's costs of administering the water pollution control revolving fund loan program, as identified in subsection (5) of this section. The department must assess administration charges on each water pollution control revolving fund loan at the point the loan enters repayment status, after July 28, 2013, and rule changes are adopted to implement the administration charge. Loans that are at an interest rate below the established administration charge rate are exempt from the administration charge.

(3) The water pollution control revolving administration account consists of:

(a) Any administration charge levied by the department in conjunction with administration of the water pollution control revolving fund; and

(b) Any other revenues derived from gifts, grants, or bequests pledged to the state for the purpose of administering the water pollution control revolving fund.

(4) The state treasurer may invest and reinvest moneys in the water pollution control revolving administration account in the manner provided by law. All earnings from such investment and reinvestment must be credited to the water pollution control revolving administration account.

(5) Moneys in the water pollution control revolving administration account are to be used for the following water pollution ~~((control))~~ control revolving fund loan program costs:

(a) Administration costs associated with conducting application processes, managing contracts, collecting loan repayments, managing the revolving fund, providing technical assistance, and meeting state and federal reporting requirements; and

(b) Information and data system costs associated with loan tracking and fund management.

(6) Each biennium, the department may spend from the water pollution control revolving administration account an amount no greater than four percent of the water pollution control revolving fund new capital appropriation.

(7) For its 2017-2019 biennial operating budget submittal, and every biennium thereafter, the department must compare the projected water pollution control revolving administration account balance and the projected administration charge income with projected program costs, including an adequate working capital reserve as defined by the office of financial management. In its submittal to the office of financial management, the department may:

(a) Find that the projected administration charge income is inadequate to fund the cost of administering the program, and that the rate of the charge must be increased. However, the administration charge may never exceed one percent on the declining principal loan balance;

(b) Find that the projected administration charge income exceeds what is needed to fund the cost of administering the program, and that the rate of the charge must be decreased;

(c) Find that there is an excess balance in the revolving administration account, and that the excess must be transferred to the water pollution control revolving fund to be used for loans; or

(d) Find that there is no need for any rate adjustments or balance transfers.

(8) At the point where the water pollution control revolving administration account adequately covers the program administration costs, the department may no longer use the federal administration allowance. If a federal capitalization grant is awarded after that point, all federal capitalization dollars must be used for making loans.

(9) By December 1, 2018, the department must submit to the appropriate legislative fiscal committees a report on implementation of the administration charge, including information on: The amount of income the administration charge has produced since its inception; the

uses and adequacy of the income for administrative costs; any excess balances that have been transferred to the water pollution control revolving fund; and any additional sources that the department is using for program administration.

(10) During the 2019-2021 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the water pollution control revolving administration account to the water pollution control revolving account.

Sec. 993. RCW 90.56.500 and 2018 c 299 s 918 are each amended to read as follows:

(1) The state oil spill response account is created in the state treasury. All receipts from RCW 82.23B.020(1) shall be deposited in the account. All costs reimbursed to the state by a responsible party or any other person for responding to a spill of oil shall also be deposited in the account. Moneys in the account shall be spent only after appropriation. The account is subject to allotment procedures under chapter 43.88 RCW.

(2)(a) The account shall be used exclusively to pay for:

(i) The costs associated with the response to spills or imminent threats of spills of crude oil or petroleum products into the waters of the state; and

(ii) The costs associated with the department's use of an emergency response towing vessel.

~~(b) ((During the 2015-2017 biennium, the legislature may transfer up to two million two hundred twenty five thousand dollars from the account to the oil spill prevention account created in RCW 90.56.510.~~

~~(e))~~ During the 2017-2019 fiscal biennium, the legislature may transfer up to four million seven hundred twenty-one thousand dollars from the account to the oil spill prevention account created in RCW 90.56.510.

(c) During the 2019-2021 fiscal biennium, the legislature may transfer up to one million forty thousand dollars from the account to the oil spill prevention account created in RCW 90.56.510.

(3) Payment of response costs under subsection (2)(a)(i) of this section shall be limited to spills which the director has determined are likely to exceed one thousand dollars.

(4) Before expending moneys from the account, but without delaying response activities, the director shall make reasonable efforts to obtain funding for response costs under subsection (2) of this section from the person responsible for the spill and from other sources, including the federal government.

(5) Reimbursement for response costs from this account shall be allowed only for costs which are not covered by funds appropriated to the agencies responsible for response activities. Costs associated with the response to spills of crude oil or petroleum products shall include:

(a) Natural resource damage assessment and related activities;

(b) Spill related response, containment, wildlife rescue, cleanup, disposal, and associated costs;

(c) Interagency coordination and public information related to a response; and

(d) Appropriate travel, goods and services, contracts, and equipment.

Sec. 994. RCW 90.56.510 and 2015 c 274 s 7 are each amended to read as follows:

(1) The oil spill prevention account is created in the state treasury. All receipts from RCW 82.23B.020(2) shall be deposited in the account. Moneys from the account may be spent only after appropriation. The account is subject to allotment procedures under chapter 43.88 RCW. If, on the first day of any calendar month, the balance of the oil spill response account is greater than nine million dollars and the balance of the oil spill prevention account exceeds the unexpended appropriation for the current biennium, then the tax under RCW 82.23B.020(2) shall be suspended on the first day of the next calendar month until the beginning of the following biennium, provided that the tax shall not be suspended during the last six months of the biennium. If the tax imposed under RCW 82.23B.020(2) is suspended during two consecutive biennia, the department shall by November 1st after the end of the second biennium, recommend to the appropriate standing committees an adjustment in the tax rate. For the biennium ending June 30, 1999, and the biennium ending June 30, 2001, the state treasurer may transfer a total of up to one million dollars from the oil spill response account to the oil spill prevention account to support appropriations made from the oil spill prevention account in the omnibus appropriations act adopted not later than June 30, 1999.

(2) Expenditures from the oil spill prevention account shall be used exclusively for the administrative costs related to the purposes of this chapter, and chapters 90.48, 88.40, and 88.46 RCW. In addition, until June 30, ~~((2019))~~ 2021, expenditures from the oil spill prevention account may be used, subject to amounts appropriated specifically for this purpose, for the development and annual review of local emergency planning committee emergency response plans in RCW 38.52.040(3). Starting with the 1995-1997 biennium, the legislature shall give activities of state agencies related to prevention of oil spills priority in funding from the oil spill prevention account. Costs of prevention include the costs of:

(a) Routine responses not covered under RCW 90.56.500;

(b) Management and staff development activities;

(c) Development of rules and policies and the statewide plan provided for in RCW 90.56.060;

(d) Facility and vessel plan review and approval, drills, inspections, investigations, enforcement, and litigation;

(e) Interagency coordination and public outreach and education;

(f) Collection and administration of the tax provided for in chapter 82.23B RCW; and

(g) Appropriate travel, goods and services, contracts, and equipment.

(3) Before expending moneys from the account for a response under subsection (2)(a) of this section, but without delaying response activities, the director shall make reasonable efforts to obtain funding for response costs under this section from the person responsible for the spill and from other sources, including the federal government.

NEW SECTION. Sec. 995. (1)(a) A behavioral health recovery system transformation task force is established, with members as provided in this subsection.

(i) The president of the senate shall appoint two members from each of the two largest caucuses of the senate.

(ii) The speaker of the house of representatives shall appoint two members from each of the two largest caucuses of the house of representatives.

(iii) The governor shall appoint four members, representing the following:

(A) The secretary of the department of social and health services or a designee;

(B) The secretary of the department of health or a designee;

(C) The director of the health care authority or a designee; and

(D) A representative of the governor's office.

(b) The task force shall choose its cochairs from among its legislative membership. The legislative members must convene the initial meeting of the task force. All meetings of the task force must be scheduled and conducted in accordance with the requirements of both the senate and the house of representatives.

(2) The task force shall receive updates, monitor, and make recommendations to the governor, the office of financial management, and the legislature with respect to:

(a) Patient and worker safety in the behavioral health system;

(b) Expanding the behavioral health workforce, including reviewing licensing standards and practice models;

(c) Best practices for the successful treatment of patients receiving long-term inpatient care, including practices related to admission to and discharge from the long-term involuntary inpatient treatment system;

(d) Fiscal and operational management of the state behavioral health system;

(e) The stability and transition to community-based behavioral health services; and

(f) Successful implementation of the *Trueblood et al. v. Department of Social and Health Services, et al.* settlement.

(3) Staff support for the task force must be provided by the senate committee services and the house of representatives office of program research.

(4) Legislative members of the task force are reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members are not entitled to be reimbursed for travel expenses if they are elected officials or are participating on behalf of an employer, governmental entity, or other organization. Any reimbursement for other nonlegislative members is subject to chapter 43.03 RCW.

(5) The expenses of the task force must be paid jointly by the senate and the house of representatives. Task force expenditures and meetings are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees.

(6) The task force shall report its findings and recommendations to the governor and the appropriate committees of the legislature by December 1, 2020.

NEW SECTION. Sec. 996. ORCA PASSES

Appropriations to state agencies include funding for orca transit passes for employees who are not represented or who bargained under authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475, who work in King, Pierce, and Snohomish counties. The purchase of orca transit passes shall be administered by the office of financial management.

PART X

SUPPLEMENTAL

GENERAL GOVERNMENT

Sec. 1001. 2018 c 299 s 109 (uncodified) is amended to read as follows:

FOR THE SUPREME COURT

General Fund—State Appropriation (FY 2018).. \$7,712,000

General Fund—State Appropriation (FY 2019)(~~\$8,025,000~~)

\$8,043,000

Pension Funding Stabilization Account—State

Appropriation \$671,000

TOTAL APPROPRIATION

\$16,408,000

\$16,426,000

Sec. 1002. 2018 c 299 s 112 (uncodified) is amended to read as follows:

FOR THE COURT OF APPEALS

General Fund—State Appropriation (FY 2018) \$17,342,000

General Fund—State Appropriation (FY 2019)(~~\$18,066,000~~)

\$18,176,000

Pension Funding Stabilization Account—State

Appropriation\$1,477,000

TOTAL APPROPRIATION

\$36,885,000

\$36,995,000

Sec. 1003. 2018 c 299 s 113 (uncodified) is amended to read as follows:

FOR THE ADMINISTRATOR FOR THE COURTS

General Fund—State Appropriation (FY 2018) \$55,112,000

General Fund—State Appropriation (FY 2019)(~~\$58,597,000~~)

\$59,856,000

General Fund—Federal Appropriation.....\$2,174,000

General Fund—Private/Local Appropriation\$676,000

Judicial Information Systems Account—State

Appropriation\$61,089,000

Judicial Stabilization Trust Account—State

Appropriation\$6,691,000

Pension Funding Stabilization Account—State

Appropriation\$4,580,000

TOTAL APPROPRIATION

\$188,919,000

\$190,178,000

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

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

(2) \$1,399,000 of the general fund—state appropriation for fiscal year 2018 and \$1,399,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for school districts for petitions to juvenile court for truant students as provided in RCW 28A.225.030 and 28A.225.035. The administrator for the courts shall develop an interagency agreement with the superintendent of public instruction to allocate the funding provided in this subsection. Allocation of this money to school districts shall be based on the number of petitions filed. This funding includes amounts school districts may expend on the cost of serving petitions filed under RCW 28A.225.030 by certified mail or by personal service or for the performance of service of process for any hearing associated with RCW 28A.225.030.

(3)(a) \$7,313,000 of the general fund—state appropriation for fiscal year 2018 and \$7,313,000 of the general fund—state appropriation for fiscal year 2019 are

provided solely for distribution to county juvenile court administrators to fund the costs of processing truancy, children in need of services, and at-risk youth petitions. The administrator for the courts, in conjunction with the juvenile court administrators, shall develop an equitable funding distribution formula. The formula shall neither reward counties with higher than average per-petition processing costs nor shall it penalize counties with lower than average per-petition processing costs.

(b) Each fiscal year during the 2017-2019 fiscal biennium, each county shall report the number of petitions processed and the total actual costs of processing truancy, children in need of services, and at-risk youth petitions. Counties shall submit the reports to the administrator for the courts no later than 45 days after the end of the fiscal year. The administrator for the courts shall electronically transmit this information to the chairs and ranking minority members of the house of representatives and senate fiscal committees no later than 60 days after a fiscal year ends. These reports are deemed informational in nature and are not for the purpose of distributing funds.

(4) \$12,000,000 of the judicial information systems account—state appropriation is provided solely for the continued implementation of the superior courts case management system. Of the amount appropriated, \$8,300,000 is provided solely for expenditures in fiscal year 2018. The remaining appropriation of \$3,700,000 is provided solely for expenditures in fiscal year 2019 and shall lapse and remain unexpended if the superior court case management system is not live and fully functional in Cowlitz, Grays Harbor, Klickitat, Mason, Pacific, and Skamania counties by July 1, 2017, and Clallum, Jefferson, Kitsap, Skagit, and Whatcom counties by January 1, 2018.

(5) \$4,339,000 of the judicial information systems account—state appropriation is provided solely for the information network hub project.

(6)(a) \$10,390,000 of the judicial information systems account—state appropriation is provided solely for other judicial branch information technology projects, including:

- (i) The superior court case management system;
- (ii) The courts of limited jurisdiction case management system;
- (iii) The appellate court case management system;
- and
- (iv) Support staff for information technology projects.

(b) Expenditures from the judicial information systems account shall not exceed available resources. The office must coordinate with the steering committee for the superior court case management system and the steering committee for the courts of limited jurisdiction case management system to prioritize expenditures for judicial branch information technology projects. For any competitive procurement using amounts appropriated, the office of the chief information officer must review the qualifications and proposed work plan of the apparently successful bidder prior

to final selection and review the proposed vendor contract prior to its execution. The office shall not enter into any contract using appropriated amounts that would cause total information technology expenditures to exceed projected resources in the judicial information systems account in the 2019-2021 fiscal biennium.

(7) \$811,000 of the general fund—state appropriation for fiscal year 2018 ~~((is))~~ and \$1,094,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the statewide fiscal impact on Thurston county courts. ~~((The administrative office of the courts must collaborate with Thurston county to create a new fee formula that accurately represents the state's impact on Thurston county courts.))~~

(8) \$53,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for implementation of chapter 272, Laws of 2017 (E2SHB 1163) (domestic violence).

(9) \$61,000 of the general fund—state appropriation for fiscal year 2018 and \$58,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 268, Laws of 2017 (2SHB 1402) (incapacitated persons/rights).

(10) \$120,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for staff to support the superior court judges association as provided in the agreement between the association and the office.

(11) \$2,265,000 of the judicial information systems account—state appropriation is provided solely for replacement of computer equipment, including servers, routers, and storage system upgrades.

(12) \$602,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for state costs for the implementation of Engrossed Second Substitute House Bill No. 1783 (legal financial obligations). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(13) \$1,900,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for grants to counties and cities for the impacts from Engrossed Second Substitute House Bill No. 1783 (legal financial obligations). Funding must be divided equally between counties and cities and distributed as grants to mitigate demonstrated costs and revenue losses from the legislation. It is the legislature's intent that grants will continue only through the 2019-2021 fiscal biennium as follows: (a) Funding in fiscal year 2020 must be distributed in the same proportion and basis as fiscal year 2019; and (b) funding for fiscal year 2021 must be divided eighty-five percent to counties and fifteen percent to cities and distributed based on demonstrated revenue losses from the legislation. If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

Sec. 1004. 2018 c 299 s 115 (uncodified) is amended to read as follows:

FOR THE OFFICE OF CIVIL LEGAL AID

General Fund—State Appropriation (FY 2018)	\$14,833,000
General Fund—State Appropriation (FY 2019)	.....((<u>\$17,230,000</u>))
	<u>\$17,405,000</u>
Judicial Stabilization Trust Account—State	
Appropriation	\$1,463,000
Pension Funding Stabilization Account—State	
Appropriation	\$44,000
	TOTAL APPROPRIATION
	.....<u>\$33,570,000</u>
	<u>\$33,745,000</u>

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

(1) An amount not to exceed \$40,000 of the general fund—state appropriation for fiscal year 2018 and an amount not to exceed \$40,000 of the general fund—state appropriation for fiscal year 2019 may be used to provide telephonic legal advice and assistance to otherwise eligible persons who are sixty years of age or older on matters authorized by RCW 2.53.030(2) (a) through (k) regardless of household income or asset level.

(2) \$1,075,000 of the general fund—state appropriation for fiscal year 2018 and \$2,600,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the office to partially implement the civil legal aid reinvestment plan.

(3) \$338,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the addition of five contract attorneys beginning January 1, 2019, to further implement the civil legal aid reinvestment plan.

(4) \$300,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the office to automate, deploy, and host a plain language family law forms document assembly system.

(5) \$125,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a contract with the international families justice coalition to expand private capacity to provide legal services for indigent foreign nationals in contested domestic relations and family law cases. Moneys may not be expended from this appropriation for private legal representation of clients in domestic relations and family law cases.

Sec. 1005. 2018 c 299 s 116 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE GOVERNOR

General Fund—State Appropriation (FY 2018)..	\$6,221,000
General Fund—State Appropriation (FY 2019)	.....((<u>\$7,328,000</u>))
	<u>\$8,799,000</u>

Economic Development Strategic Reserve Account—State

Appropriation	((<u>\$4,000,000</u>))
	<u>\$2,000,000</u>
Pension Funding Stabilization Account—State	
Appropriation	\$676,000
	TOTAL APPROPRIATION
	.....<u>\$18,225,000</u>
	<u>\$17,696,000</u>

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

(1) \$703,000 of the general fund—state appropriation for fiscal year 2018 and \$703,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the office of the education ombuds.

(2) \$730,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1661 (child, youth, families/department). The amount of state and federal funding to be transferred from the department of social and health services to the department of children, youth, and families for the working connections child care services, administration, and staff must be included in the report required by the bill on how to incorporate the staff responsible for determining eligibility for the working connections child care program into the department of children, youth, and families. If the bill is not enacted by July 31, 2017, the amount provided in this subsection shall lapse.

(3) \$1,216,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1889 (corrections ombuds). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(4) \$5,000 of the general fund—state appropriation for fiscal year 2018 and \$5,000 of the general fund—state appropriation for fiscal year 2019 are provided to the office of the governor to support the Ruth Woo fellow. Funding will provide financial support for the Ruth Woo fellow participating in the governor's leadership academy internship program.

(5) \$291,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed House Bill No. 2759 (women's commission). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(6) \$1,471,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for executive protection costs.

Sec. 1006. 2018 c 299 s 118 (uncodified) is amended to read as follows:

FOR THE PUBLIC DISCLOSURE COMMISSION

General Fund—State Appropriation (FY 2018) ..\$2,697,000

General Fund—State Appropriation (FY 2019)	((<u>\$3,965,000</u>))
	<u>\$4,854,000</u>
<u>Public Disclosure Transparency Account—State</u>	
<u>Appropriation</u>	<u>\$22,000</u>
Pension Funding Stabilization Account—State	
Appropriation	\$260,000
	<u>TOTAL APPROPRIATION \$6,922,000</u>
	<u>\$7,833,000</u>

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

(1) \$37,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for modernizing and migrating the public disclosure commission's business applications from an agency-based data center to the state data center or a cloud environment.

(2) \$875,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Engrossed Substitute House Bill No. 2938 (campaign finance). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

Sec. 1007. 2018 c 299 s 119 (uncodified) is amended to read as follows:

FOR THE SECRETARY OF STATE

General Fund—State Appropriation (FY 2018)	\$15,708,000
General Fund—State Appropriation (FY 2019)	((<u>\$13,742,000</u>))
	<u>\$14,640,000</u>
General Fund—Federal Appropriation	\$7,793,000
Public Records Efficiency, Preservation, and Access	
Account—State Appropriation.....	\$9,219,000
Charitable Organization Education Account—State	
Appropriation	\$673,000
Local Government Archives Account—State	
Appropriation	\$10,942,000
Election Account—Federal Appropriation	((<u>\$4,387,000</u>))
	<u>\$5,887,000</u>
Washington State Heritage Center Account—State	
Appropriation	\$10,626,000
Pension Funding Stabilization Account—State	
Appropriation	\$959,000
	<u>TOTAL APPROPRIATION</u>
	<u>\$74,049,000</u>
	<u>\$76,447,000</u>

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

(1) \$3,301,000 of the general fund—state appropriation for fiscal year 2018 is provided solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures. Counties shall be reimbursed only for those odd-year election costs that the secretary of state validates as eligible for reimbursement.

(2)(a) \$2,932,000 of the general fund—state appropriation for fiscal year 2018 and \$3,011,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for contracting with a nonprofit organization to produce gavel-to-gavel television coverage of state government deliberations and other events of statewide significance during the 2017-2019 fiscal biennium. The funding level for each year of the contract shall be based on the amount provided in this subsection. The nonprofit organization shall be required to raise contributions or commitments to make contributions, in cash or in kind, in an amount equal to forty percent of the state contribution. The office of the secretary of state may make full or partial payment once all criteria in this subsection have been satisfactorily documented.

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

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

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

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

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

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

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

(4) \$15,000 of the general fund—state appropriation for fiscal year 2018, \$15,000 of the general fund—state appropriation for fiscal year 2019, \$4,000 of the public

records efficiency, preservation and access account, and \$2,253,000 of the local government archives account appropriation are provided solely for the implementation of chapter 303, Laws of 2017 (ESHB 1594) (public records administration).

(5) The office of the secretary of state will enter into an agreement with the office of the attorney general to reimburse costs associated with the requirements of chapter 303, Laws of 2017.

(6) \$35,000 of the general fund—state appropriation for fiscal year 2018 and \$39,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for humanities Washington speaker's bureau community conversations to expand programming in underserved areas of the state.

(7) \$285,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of House Bill No. 2406 (election security practices). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(8) \$600,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to reimburse King county for the cost of prepaid postage on return envelopes for 2018 primary and general election ballots.

Sec. 1008. 2018 c 299 s 121 (uncodified) is amended to read as follows:

FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS

General Fund—State Appropriation (FY 2018).....	\$243,000
General Fund—State Appropriation (FY 2019)((\$252,000))	
	<u>\$265,000</u>
Pension Funding Stabilization Account—State	
Appropriation	\$26,000
TOTAL APPROPRIATION ..	<u>\$521,000</u>
	<u>\$534,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$3,000 of the general fund—state appropriation for fiscal year 2018 and \$3,000 of the general fund—state appropriation for fiscal year 2019 are provided to the commission on Asian Pacific American affairs to support the Ruth Woo fellow. Funding will provide financial support for the Ruth Woo fellow participating in the governor's leadership academy, a ten-week summer internship program administered by the office of the governor. Funding is provided for, but not limited to, living expenses and travel costs.

Sec. 1009. 2018 c 299 s 124 (uncodified) is amended to read as follows:

FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS

General Fund—State Appropriation (FY 2018).....	\$213,000
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General Fund—State Appropriation (FY 2019)((\$217,000))	
	<u>\$223,000</u>
Pension Funding Stabilization Account—State	
Appropriation	\$30,000
TOTAL APPROPRIATION ..	<u>\$460,000</u>
	<u>\$466,000</u>

Sec. 1010. 2018 c 299 s 125 (uncodified) is amended to read as follows:

FOR THE ATTORNEY GENERAL

General Fund—State Appropriation (FY 2018) ..	\$7,868,000
General Fund—State Appropriation (FY 2019) ..	\$8,300,000
General Fund—Federal Appropriation.....	\$11,945,000
New Motor Vehicle Arbitration Account—State	
Appropriation	\$1,143,000
Legal Services Revolving Account—State	
Appropriation	((\$251,030,000))
	<u>\$254,118,000</u>
Tobacco Prevention and Control Account—State	
Appropriation	\$273,000
Medicaid Fraud Penalty Account—State Appropriation	
.....	\$3,511,000
Public Service Revolving Account—State	
Appropriation	\$2,723,000
Child Rescue Fund—State Appropriation.....	\$500,000
Local Government Archives Account—State Appropriation	
.....	\$660,000
Pension Funding Stabilization Account—State	
Appropriation	\$1,606,000
TOTAL	APPROPRIATION
.....	<u>\$289,559,000</u>
	<u>\$292,647,000</u>

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

(1) The attorney general shall report each fiscal year on actual legal services expenditures and actual attorney staffing levels for each agency receiving legal services. The report shall be submitted to the office of financial management and the fiscal committees of the senate and house of representatives no later than ninety days after the end of each fiscal year. As part of its by agency report to the legislative fiscal committees and the office of financial 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 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) \$353,000 of the general fund—state appropriation for fiscal year 2018 and \$353,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a grant to the Washington coalition of crime victim advocates to provide training, certification, and technical assistance for crime victim service center advocates.

(5) \$92,000 of the general fund—state appropriation for fiscal year 2018 and \$91,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 163, Laws of 2017 (SHB 1055) (military members/pro bono).

(6) \$49,000 of the legal services revolving account—state appropriation is provided solely for implementation of chapter 268, Laws of 2017 (2SHB 1402) (incapacitated persons/rights).

(7) \$276,000 of the general fund—state appropriation for fiscal year 2018 and \$259,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 294, Laws of 2017 (SSB 5835) (health outcomes/pregnancy).

(8) \$22,000 of the legal services revolving account—state appropriation is provided solely for implementation of chapter 295, Laws of 2017 (SHB 1258) (first responders/disability).

(9) \$35,000 of the legal services revolving account—state appropriation is provided solely for implementation of chapter 249, Laws of 2017 (ESHB 1714) (nursing staffing/hospitals).

(10) \$361,000 of the legal services revolving account—state appropriation and \$660,000 of the local government archives account—state appropriation are provided solely for implementation of chapter 303, Laws of 2017 (ESHB 1594) (public records administration).

(11) \$40,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for the implementation of chapter 243, Laws of 2017 (HB 1352) (small business owners).

(12) \$67,000 of the legal services revolving account—state appropriation is provided solely for the implementation of chapter 320, Laws of 2017 (SSB 5322) (dentists and third parties).

(13) \$11,000 of the legal services revolving account—state appropriation is provided solely for the implementation of chapter 53, Laws of 2017 (2SHB 1120) (regulatory fairness act).

(14) \$26,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2578 (housing options). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(15) \$119,000 of the legal services revolving account—state appropriation is provided solely for implementation of chapter 1, Laws of 2018 (ESSB 6091).

(16) \$96,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6029 (student loan bill of rights). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(17) \$48,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 2938 (campaign finance). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(18) \$116,000 of the legal services revolving account—state appropriation is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1439 (higher education student protection). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(19) \$72,000 of the legal services revolving account—state appropriation is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1889 (corrections ombuds, creating). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(20) \$78,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Second Substitute House Bill No. 1298 (job applicants/arrests). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(21) \$350,000 of the public service revolving account—state appropriation is provided solely for additional expert witness assistance for the public counsel unit.

Sec. 1011. 2018 c 299 s 127 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

General Fund—State Appropriation (FY 2018)	\$64,290,000
General Fund—State Appropriation (FY 2019)	..... ((\$77,359,000))
	<u>\$77,276,000</u>
General Fund—Federal Appropriation.....	((\$295,840,000))
	<u>\$300,942,000</u>

General Fund—Private/Local Appropriation.((<u>\$8,922,000</u>))	
	<u>\$8,773,000</u>
Public Works Assistance Account—State	
Appropriation	\$8,086,000
Drinking Water Assistance Administrative	
Account—State Appropriation.....	\$507,000
Lead Paint Account—State Appropriation	\$237,000
Building Code Council Account—State Appropriation	\$15,000
Home Security Fund Account—State Appropriation	\$54,268,000
Affordable Housing for All Account—State	
Appropriation	\$13,866,000
Financial Fraud and Identity Theft Crimes	
Investigation and Prosecution Account—State	
Appropriation	\$1,974,000
Low-Income Weatherization and Structural	
Rehabilitation Assistance Account—State	
Appropriation	\$1,398,000
Community and Economic Development Fee Account—State	
Appropriation	\$4,628,000
Washington Housing Trust Account—State	
Appropriation	\$12,615,000
Prostitution Prevention and Intervention Account—	
State Appropriation	\$26,000
Public Facility Construction Loan Revolving	
Account—State Appropriation.....	\$841,000
Drinking Water Assistance Account—State	
Appropriation	\$44,000
Liquor Revolving Account—State Appropriation	\$5,613,000
Energy Freedom Account—State Appropriation.....	\$5,000
Liquor Excise Tax Account—State Appropriation	\$663,000
Economic Development Strategic Reserve Account—State	
Appropriation.....	\$2,648,000
Financial Services Regulation Account—State	
Appropriation	\$468,000
Pension Funding Stabilization Account—State	
Appropriation	\$1,618,000
Statewide Tourism Marketing Account—State	

Appropriation	((<u>\$1,500,000</u>))
	<u>\$1,501,000</u>

Life Sciences Discovery Account—State		
Appropriation	\$50,000	
	TOTAL	APPROPRIATION
	.....	\$557,481,000
		<u>\$562,352,000</u>

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

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

(2) \$500,000 of the general fund—state appropriation for fiscal year 2018 and \$1,000,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a grant to resolution Washington to building statewide capacity for alternative dispute resolution centers and dispute resolution programs that guarantee that citizens have access to low-cost resolution as an alternative to litigation.

(3) \$375,000 of the general fund—state appropriation for fiscal year 2018 and \$375,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a grant to the retired senior volunteer program.

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

(5) \$375,000 of the general fund—state appropriation for fiscal year 2018 and \$375,000 of the general fund—state appropriation for fiscal year 2019 are provided solely as pass-through funding to Walla Walla Community College for its water and environmental center.

(6) \$2,642,000 of the economic development strategic reserve account—state appropriation and \$2,960,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for associate development organizations. During the 2017-2019 fiscal biennium, the department shall consider an associate development organization's total resources when making contracting and fund allocation decisions, in addition to the schedule provided in RCW 43.330.086.

(7) \$5,607,000 of the liquor revolving account—state appropriation is provided solely for the department to contract with the municipal research and services center of Washington.

(8)(a) \$500,000 of the general fund—state appropriation for fiscal year 2018, \$500,000 of the general fund—state appropriation for fiscal year 2019, \$24,734,000 of the home security fund—state appropriation, and \$8,860,000 of the affordable housing for all account—state appropriation are provided solely for the consolidated homeless grant. Of the amounts appropriated, \$5,000,000 is provided solely for emergency assistance to homeless families in the temporary assistance for needy families program.

(b) The department must distribute appropriated amounts from the home security account through performance-based contracts. The contracts must require that auditable documentation for the performance and financial metrics be provided to the joint legislative audit and review committee as requested for performance audits.

(9) \$700,000 of the general fund—state appropriation for fiscal year 2018 and \$1,436,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to identify and invest in strategic growth areas, support key sectors, and align existing economic development programs and priorities. The department must consider Washington's position as the most trade-dependent state when identifying priority investments. The department must engage states and provinces in the northwest as well as associate development organizations, small business development centers, chambers of commerce, ports, and other partners to leverage the funds provided. Sector leads established by the department must include the industries of: (a) Tourism; (b) agriculture, wood products, and other natural resource industries; and (c) clean technology and renewable and nonrenewable energy. The department may establish these sector leads by hiring new staff, expanding the duties of current staff, or working with partner organizations and or other agencies to serve in the role of sector lead.

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

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

(12) \$150,000 of the general fund—state appropriation for fiscal year 2018 and \$150,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the expansion of the current long-term care ombuds program to meet the immediate needs of individuals by advocating on behalf of and protecting residents of long-term care facilities from abuse, neglect, and exploitation.

(13) Within existing resources, the department of commerce shall consult with key crime victim services stakeholders to inform decisions about the funding distribution for federal fiscal years 2017-2019 victims of crime act victim assistance funding. These stakeholders must include, at a minimum, children's advocacy centers of

Washington, Washington association of prosecuting attorneys, Washington association of sheriffs and police chiefs, Washington coalition against domestic violence, Washington coalition of sexual assault programs, Washington coalition of crime victim advocates, at least one representative from a child health coalition, and other organizations as determined by the department. Funding distribution considerations shall include, but are not limited to, geographic distribution of services, underserved populations, age of victims, best practices, and the unique needs of individuals, families, youth, and children who are victims of crime.

(14) \$643,000 of the liquor excise tax account—state appropriation is provided solely for the department of commerce to provide fiscal note assistance to local governments.

(15) \$300,000 of the general fund—state appropriation for fiscal year 2018 and \$300,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the northwest agriculture business center.

(16) \$150,000 of the general fund—state appropriation for fiscal year 2018 and \$150,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the regulatory roadmap program for the construction industry and to identify and coordinate with businesses in key industry sectors to develop additional regulatory roadmap tools.

(17) \$1,000,000 of the general fund—state appropriation for fiscal year 2018 and \$1,000,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Washington new Americans program. The department may require a cash match or in-kind contributions to be eligible for state funding.

(18) \$94,000 of the general fund—state appropriation for fiscal year 2018 and \$253,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 268, Laws of 2017 (2SHB 1402) (incapacitated persons/rights).

(19) \$60,000 of the general fund—state appropriation for fiscal year 2018 is provided solely as a grant to the Hoh Indian tribe for critical infrastructure, including a backup electrical power generator to address recurrent power outages in the community.

(20) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for capacity-building grants through the Latino community fund to promote and improve education, economic empowerment, arts and culture, civic engagement, health, and environmental justice for Latino communities in Washington state.

(21) \$643,000 of the general fund—state appropriation for fiscal year 2018 and \$643,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to contract with a private, nonprofit organization to provide developmental disability ombuds services.

(22) \$39,000 of the general fund—state appropriation for fiscal year 2018 and \$39,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 290, Laws of 2017 (ESHB 1109) (victims of sexual assault).

(23) \$1,000,000 of the home security fund—state appropriation, \$2,000,000 of the Washington housing trust account—state appropriation, and \$1,000,000 of the affordable housing for all account—state appropriation are provided solely for the department of commerce for services to homeless families and youth through the Washington youth and families fund.

(24)(a) \$500,000 of the general fund—state appropriation for fiscal year 2018, \$500,000 of the general fund—state appropriation for fiscal year 2019, and \$2,500,000 of the home security fund—state appropriation are provided solely for the office of homeless youth prevention and protection programs to:

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

(ii) Support the development of an integrated services model, increase performance outcomes, and ensure providers have the necessary skills and expertise to effectively operate youth programs.

(b) Of the amounts provided in this subsection, \$1,750,000 is provided solely for the department to decrease homelessness of youth under 18 years of age though increasing shelter capacity statewide with preference given to increasing the number of contracted HOPE beds and crisis residential center beds.

(c) The department must distribute appropriated amounts from the home security account through performance-based contracts. The contracts must require that auditable documentation for the performance and financial metrics be provided to the joint legislative audit and review committee as requested for performance audits.

(25) \$140,000 of the general fund—state appropriation for fiscal year 2018 and \$140,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to create a behavioral health supportive housing administrator within the department to coordinate development of effective behavioral health housing options and services statewide to aide in the discharge of individuals from the state psychiatric hospitals. This position must work closely with the health care authority, department of social and health services, and other entities to facilitate linkages among disparate behavioral health community bed capacity-building efforts. This position must work to integrate building infrastructure capacity with ongoing supportive housing benefits, and must also develop and maintain a statewide inventory of mental health community beds by bed type.

(26)(a) \$1,000,000 of the home security fund—state appropriation for fiscal year 2018 and \$1,000,000 of the home security fund—state appropriation for fiscal year 2019 are provided solely to administer the grant program required

in chapter 43.185C RCW, linking homeless students and their families with stable housing.

(b) The department must distribute appropriated amounts from the home security account through performance-based contracts that require, at a minimum, monthly reporting of performance and financial metrics. The contracts must require that auditable documentation for the performance and financial metrics be provided to the joint legislative audit and review committee as requested for performance audits.

(27) \$990,000 of the general fund—state appropriation for fiscal year 2018 and \$1,980,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for 150 community beds for individuals with a history of mental illness. Currently, there is little to no housing specific to populations with these co-occurring disorders; therefore, the department must consider how best to develop new bed capacity in combination with individualized support services, such as intensive case management and care coordination, clinical supervision, mental health, substance abuse treatment, and vocational and employment services. Case-management and care coordination services must be provided. Increased case-managed housing will help to reduce the use of jails and emergency services and will help to reduce admissions to the state psychiatric hospitals. The department must coordinate with the health care authority and the department of social and health services in establishing conditions for the awarding of these funds. The department must contract with local entities to provide a mix of (a) shared permanent supportive housing; (b) independent permanent supportive housing; and (c) low and no-barrier housing beds for people with a criminal history, substance abuse disorder, and/or mental illness.

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

(28) \$557,000 of the general fund—state appropriation for fiscal year 2018 and \$557,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to design and administer the achieving a better life experience program.

(29) \$512,000 of the general fund—state appropriation for fiscal year 2018 is provided solely to complete the requirements of the agricultural labor skills and safety grant program in chapter 43.330 RCW. This program expires July 1, 2018.

(30) \$150,000 of the general fund—state appropriation for fiscal year 2018 and \$150,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 225, Laws of 2017 (SSB 5713) (skilled worker program).

(31) \$50,000 of the general fund—state appropriation for fiscal year 2018 and \$50,000 of the general fund—state appropriation for fiscal year 2019 are provided

solely for the wildfire project in the Wenatchee valley to provide public education on wildfire and forest health issues.

(32) \$167,000 of the general fund—state appropriation for fiscal year 2018 and \$167,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for community mobilization grants to safe Yakima and safe streets of Tacoma to foster community engagement through neighborhood organizing, law enforcement-community partnerships, neighborhood watch programs, youth mobilization, and business engagement.

(33)(a) \$83,000 of the general fund—state appropriation for fiscal year 2018 and \$83,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to create el nuevo camino pilot project for the purpose of addressing serious youth gang problems in midsize counties in eastern Washington. El nuevo camino pilot project must include one grant to an eligible applicant for the 2017-2019 fiscal biennium. The department shall adopt policies and procedures as necessary to administer the pilot project, including the application process, disbursement of the grant award to the selected applicant, and tracking compliance and measuring outcomes. Partners, grant recipients, prosecutors, mental health practitioners, schools, and other members of the el nuevo camino pilot project, shall ensure that programs, trainings, recruiting, and other operations for el nuevo camino pilot project prohibit discriminatory practices, including biased treatment and profiling of youth or their communities. For the purposes of this subsection, antidiscriminatory practices prohibit grant recipients or their partners from using factors such as race, ethnicity, national origin, immigration or citizenship status, age, religion, gender, gender identity, gender expression, sexual orientation, and disability in guiding or identifying affected populations.

(b) An eligible applicant:

(i) Is a county located in Washington or its designee;

(ii) Is located east of the Cascade mountain range with an estimated county population between ninety thousand and one hundred thousand as of January 1, 2017;

(iii) Has an identified gang problem;

(iv) Pledges and provides a minimum of sixty percent of matching funds over the same time period of the grant;

(v) Has established a coordinated effort with committed partners, including law enforcement, prosecutors, mental health practitioners, and schools;

(vi) Has established goals, priorities, and policies in compliance with the requirements of (c) of this subsection; and

(vii) Demonstrates a clear plan to engage in long-term antigang efforts after the conclusion of the pilot project.

(c) The grant recipient must:

(i) Work to reduce youth gang crime and violence by implementing the comprehensive gang model of the federal juvenile justice and delinquency prevention act of 1974;

(ii) Increase mental health services to unserved and underserved youth by implementing the best practice youth mental health model of the national center for mental health and juvenile justice;

(iii) Work to keep high-risk youth in school, reenroll dropouts, and improve academic performance and behavior by engaging in a grass roots team approach in schools with the most serious youth violence and mental health problems, which must include a unique and identified team in each district participating in the project;

(iv) Hire a project manager and quality assurance coordinator;

(v) Adhere to recommended quality control standards for Washington state research-based juvenile offender programs as set forth by the Washington state institute for public policy; and

(vi) Report to the department by September 1, 2019, with the following:

(A) The number of youth and adults served through the project and the types of services accessed and received;

(B) The number of youth satisfactorily completing chemical dependency treatment in the county;

(C) The estimated change in domestic violence rates;

(D) The estimated change in gang participation and gang violence;

(E) The estimated change in dropout and graduation rates;

(F) The estimated change in overall crime rates and crimes typical of gang activity;

(G) The estimated change in recidivism for youth offenders in the county; and

(H) Other information required by the department or otherwise pertinent to the pilot project.

(d) The department shall report the information from (c)(vi) of this subsection and other relevant data to the legislature and the governor by October 1, 2019.

(34)(a) During the 2017-2019 fiscal biennium, the department must revise its agreements and contracts with vendors to include a provision to require that each vendor agrees to equality among its workers by ensuring similarly employed individuals are compensated as equals as follows:

(i) Employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed;

(ii) Vendors may allow differentials in compensation for its workers based in good faith on any of the following:

(A) A seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels.

(B) A bona fide job-related factor or factors may include, but not be limited to, education, training, or experience, that is: Consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential.

(C) A bona fide regional difference in compensation level must be: Consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential.

(b) The provision must allow for the termination of the contract if the department or department of enterprise services determines that the vendor is not in compliance with this agreement or contract term.

(c) The department must implement this provision with any new contract and at the time of renewal of any existing contract.

(35) \$102,000 of the general fund—state appropriation for fiscal year 2018 and \$75,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 315, Laws of 2017 (ESB 5128) (incremental energy).

(36) \$26,000 of the general fund—state appropriation for fiscal year 2018 and \$12,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 279, Laws of 2017 (SHB 1988) (vulnerable youth guardians).

(37) \$468,000 of the financial services regulation account—state appropriation is provided solely for the family prosperity account program.

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

(39) The entire home security account appropriation in this section is provided solely for administration through performance-based contracts that require, at a minimum, monthly reporting of performance and financial metrics. The contracts must require that auditable documentation for the performance and financial metrics be provided to the joint legislative audit and review committee as requested for performance audits.

(40)(a) \$250,000 of the public works assistance account—state appropriation is provided solely for the department to contract with a consultant to study strategies for increasing the competitiveness of rural businesses in securing local government contracts within their same rural county, and for providing outreach services to employers in rural communities. The consultant must:

(i) Be a 501(c)(3) nonprofit organization;

(ii) Be located in a county with a population of less than two million; and

(iii) Provide statewide business representation and expertise with relevant experience in the evaluation of rural economies.

(b) The study must include the following:

(i) An analysis of the net economic and employment impacts to rural communities of awarding local government contracts to businesses outside the rural county in comparison to awarding local government contracts to businesses based in the same rural county;

(ii) A survey of local government entities to collect relevant data to include but not be limited to: The total number and amount of contracts awarded in 2015 and 2016 by local governments in rural counties; the number and amount of contracts awarded to businesses based in rural counties in comparison to the number and amounts awarded to businesses based in nonrural counties; the number of contracts where a rural business responded to a request for proposal but was not the minimum bidder; the percentage spread between the rural business and the lowest bidder; and the number of times the local government moved to the next most qualified bidder in a request for qualification out of the total professional service contracts awarded;

(iii) A review of current regulations and best practices in other jurisdictions. The study must identify existing policy barriers, if present, and potential policy changes to increase the competitiveness of rural businesses in securing local government contracts within their same geographic region, including but not be limited to the risks and benefits of establishing a preference for local businesses for rural government contracts; and

(iv) Discussion on the implications for projects that receive federal funding.

The study must be provided to the office of financial management and fiscal committees of the legislature by December 31, 2017.

(c) The department's external relations division must expand existing outreach services offered to rural employers to include training on processes to compete effectively for public works contracts within their communities. The external relations division must receive training on contract law to better support their outreach services. The cost of the training may not exceed \$10,000.

(41) \$40,000 of the general fund—state appropriation for fiscal year 2018 and \$40,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Federal Way day center to provide housing and other assistance to persons over 18 experiencing homelessness.

(42) \$200,000 of the general fund—state appropriation for fiscal year 2018 and \$200,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of Second Substitute Senate Bill No. 5254 (buildable lands and zoning). If this bill

is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.

(43) \$700,000 of the general fund—state appropriation for fiscal year 2018 and \$600,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for staff and upgrades to the homeless management information system.

(44) \$50,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for the department to conduct a study on the current state of data center industry in Washington and whether changes to existing state policies would result in additional investment and job creation in Washington as well as advance the development of the state's technology ecosystems. The study is due to the appropriate committees of the legislature by December 1, 2017.

(45) \$500,000 of the general fund—state appropriation for 2018 is provided solely for the department to formulate a statewide tourism marketing plan in collaboration with a nonprofit statewide tourism organization as provided in Substitute Senate Bill No. 5251.

(46) \$80,000 of the general fund—state appropriation for fiscal year 2018 and \$80,000 of the general fund—state appropriation for fiscal year 2019 is provided solely as a grant to Klickitat county for a land use planner to process a backlog of permits that have not been processed by the Columbia river gorge commission due to lack of funds.

(47)(a) \$500,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a contract to study and report on independent contractor employment in Washington state. The contractor shall provide to the department an interim report to include a substantive update by November 1, 2018. The contractor report shall be provided to the department by June 1, 2019. The report must include information on the needs of workers earning income as independent contractors including sources of income, the amount of their income derived from independent work, and a discussion of the benefits provided to such workers.

(b) The department must convene an advisory committee to provide assistance with the development of the study. The advisory committee must comprise:

(i) Individuals from the public and private sector with expertise in labor laws;

(ii) Representatives of labor unions;

(iii) Representatives from nonprofit organizations promoting economic security and educational opportunity; and

(iv) Individuals from business and industry.

(48) \$1,070,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to expand the small business export assistance program and ensure that at least one new employee is located outside the city of Seattle for purposes of assisting rural businesses with export strategies; and for continuing the economic gardening program.

(49) \$1,500,000 of the statewide tourism marketing account—state appropriation is provided solely for implementation of Engrossed Fourth Substitute Senate Bill No. 5251 (tourism marketing). Of the amount appropriated, \$198,000 is provided solely for expenditures of the department that are related to implementation of the statewide tourism marketing program and operation of the authority. If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(50) \$96,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute Senate Bill No. 6175 (common interest ownership). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(51) \$1,576,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for administration and pass-through funding to assist Whatcom, Snohomish, King, Pierce, Kitsap, Thurston, and Clark counties with the implementation of chapter 16, Laws of 2017 3rd sp.s. (E2SSB 5254).

(52) \$50,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the city of Issaquah to host a regional or national sports medicine conference.

(53) \$149,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to fund a pilot project in Clark county to increase access to local workforce training. Funding must be used to contract with Partners in Careers to complete an assessment of basic literacy skills in connection to classes at Clark college or other programs to support the reading and math skills needed to complete workforce training; for case management to connect job seekers to community resources; and to support first time users or returners navigating the WorkSource system and engagement in on-the-job training and industry specific training in high demand fields.

(54) \$11,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a grant to the city of Port Angeles for the cost of analyzing bio char samples for evidence of dioxins, PAHs, and flame retardants and any other chemical compounds through a certified laboratory. Analysis results must be shared with local interest groups.

(55) \$20,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the office of homeless youth prevention and protection programs to conduct a survey of homeless youth service and informational gaps, especially in nonurban areas, with an emphasis on providing nonurban school districts with adequate informational resources related to homeless youth and youth in crisis services available in their community.

~~((57))~~ (56) \$150,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a grant to the city of Yakima to establish a gang prevention pilot program. The pilot program shall have the goal of creating a sustainable organized response to gang activity utilizing evidence-based resources.

~~((58))~~ (57) \$125,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a grant to the Seattle science foundation to develop a comprehensive 3D spinal cord atlas with the goal of providing clinicians and researchers with a digital map of the spinal cord.

~~((59))~~ (58) \$250,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to contract with the Washington state microenterprise association to assist people with limited incomes in nonmetro areas of the state to start and sustain small businesses and embrace the effects of globalization.

~~((60))~~ (59) \$240,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Substitute House Bill No. 2367 (child care collaboration task force). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((61))~~ (60) \$174,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Third Substitute House Bill No. 2382 (surplus public property). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((62))~~ (61) \$31,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Substitute House Bill No. 2667 (essential needs/ABD programs). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((63))~~ (62)(a) ~~(\$300,000)~~ \$150,000 of the general fund—state appropriation for fiscal year 2019 and ~~(\$300,000)~~ \$150,000 of the general fund—local appropriation are provided solely for the department to contract with a consultant to study the current and ongoing impacts of the SeaTac international airport. The general fund—state funding provided in this subsection serves as a state match and may not be spent unless ~~(\$300,000)~~ \$150,000 of local matching funds is transferred to the department. The department must seek feedback on project scoping and consultant selection from the cities listed in (b) of this subsection.

(b) The study must include, but not be limited to:

(i) The impacts that the current and ongoing airport operations have on quality of life associated with air traffic noise, public health, traffic, congestion, and parking in residential areas, pedestrian access to and around the airport, public safety and crime within the cities, effects on residential and nonresidential property values, and economic development opportunities, in the cities of SeaTac, Burien, Des Moines, Tukwila, Federal Way, Normandy Park, and other impacted neighborhoods; and

(ii) Options and recommendations for mitigating any negative impacts identified through the analysis.

(c) The department must collect data and relevant information from various sources including the port of Seattle, listed cities and communities, and other studies.

(d) The study must be delivered to the legislature by ~~(December 1, 2019)~~ June 1, 2020.

~~((64))~~ (63)(a) \$125,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department of commerce to provide a grant to a nonprofit organization to assist fathers transitioning from incarceration to family reunification. The grant recipient must have experience contracting with:

(i) The department of corrections to support offender betterment projects; and

(ii) The department of social and health services to provide access and visitation services.

(b) The grant recipient must provide data on program outcomes to the Washington statewide reentry council. This data must be included in the Washington statewide reentry council's report of activities and recommendations to the governor and appropriate committees of the legislature as required by RCW 43.380.050.

~~((65))~~ (64) \$1,000,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department of contract with organizations and attorneys to provide legal representation and/or referral services for legal representation to indigent persons who are in need of legal services for matters related to their immigration status. Persons eligible for assistance under this contract must be determined to be indigent under standards developed under chapter 10.101 RCW.

~~((66))~~ (65) \$150,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a small business innovation exchange project to increase economic development opportunities for women, minority, and veteran owned small businesses in the south King county region.

~~((67))~~ (66) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a grant to the city of Federal Way for an emergency shelter to serve homeless families with children.

~~((68))~~ (67) \$250,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for capacity-building grants through the united Indians of all tribes foundation to promote and improve educational, cultural, and social services for Native American communities in Washington state.

~~((69))~~ (68) \$41,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Substitute House Bill No. 2101 (sexual assault nurse examiners). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((70))~~ (69) \$40,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a grant to the Douglas county associate development organization that serves on the core leadership team of the Wenatchee valley's our valley our future community and economic development program to support

communities adversely impacted by wildfire damage and the reduction of aluminum smelter facilities.

((74)) (70) \$800,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for providing grants for a criminal justice diversion center pilot program in Snohomish county. Snohomish county must collect and report data from the pilot program to the department of commerce. The department must submit a report to the appropriate committees of the legislature by October 1, 2019. The report must contain, at a minimum:

(a) An analysis of arrests and bookings for individuals served in the pilot program;

(b) An analysis of connections to behavioral health services made for individuals who were served by the pilot program;

(c) An analysis of impacts on housing stability for individuals served by the pilot program; and

(d) The number of individuals served by the pilot program who were connected to a detoxification program, completed a detoxification program, completed a chemical dependency assessment, completed chemical dependency treatment, or were connected to housing.

((72)) (71) \$5,869,000 of the home security fund account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1570 (homeless housing and assistance). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

((73)) (72) \$250,000 of the general fund—state appropriation is provided solely for a grant to a museum to assist with armistice day activities in schools and other community settings to celebrate the 100th anniversary of World War I and armistice day. Funding must be used for a World War I America museum exhibit, new curriculum, teacher training, student and classroom visits, and visits from veterans and active duty military.

((74)) (73) \$226,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to expand the state's capacity to enforce the lead-based paint program.

((75)) (74) \$60,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to submit the necessary Washington state membership dues for the Pacific Northwest economic region.

((76)) (75) \$50,000 of the life sciences discovery fund—state appropriation is provided solely for grants as generally described in chapter 43.350 RCW.

((77)) (76) \$188,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute House Bill No. 1022 (crime victim participation). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

((78)) (77) \$62,000 of the general fund—state appropriation for fiscal year 2018 and \$116,000 of the

general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of Substitute House Bill No. 2580 (renewable natural gas). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

((79)) (78) \$200,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department of commerce to (a) develop a state economic growth strategy related to accelerating technology innovation; and (b) establish the feasibility and devise a plan for establishing a manufacturing innovation institute.

Sec. 1012. 2018 c 299 s 129 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund—State Appropriation (FY 2018)	\$11,775,000
General Fund—State Appropriation (FY 2019)	\$12,440,000
General Fund—Federal Appropriation.....	\$39,714,000
General Fund—Private/Local Appropriation	\$843,000
Economic Development Strategic Reserve Account—State Appropriation	\$314,000
Recreation Access Pass Account—State Appropriation	\$75,000
Personnel Service Fund—State Appropriation	(\$8,891,000)
	<u>\$8,991,000</u>
Higher Education Personnel Services Account—State Appropriation	\$1,497,000
Performance Audits of Government Account—State Appropriation	\$620,000
Statewide Information Technology System Development Revolving Account—State Appropriation	\$10,022,000
OFM Central Services—State Appropriation....	\$19,280,000
Pension Funding Stabilization Account—State Appropriation	\$2,448,000
	TOTAL APPROPRIATION
	<u>\$107,919,000</u>
	<u>\$108,019,000</u>

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

(1) The appropriations in this section represent a transfer of expenditure authority of \$4,000,000 of the general fund—federal appropriation from the health care authority to the office of financial management to implement chapter 246, Laws of 2015 (all-payer health care claims database).

(2)(a) The student achievement council and all institutions of higher education eligible to participate in the

state need grant shall ensure that data needed to analyze and evaluate the effectiveness of the state need grant program 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 state need grant recipients;
- (ii) The number of students on the unserved waiting list of the state need grant;
- (iii) Persistence and completion rates of state need grant recipients and students on the state need grant unserved waiting list, disaggregated by institutions of higher education;
- (iv) State need grant recipients and students on state need grant unserved waiting list grade point averages; and
- (v) State need grant program costs.

(b) The student achievement council shall submit student unit record data for the state need grant program applicants and recipients to the education data center.

(3) \$149,000 of the general fund—state appropriation for fiscal year 2018 and \$144,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to implement chapter 172, Laws of 2017 (SHB 1741) (educator preparation data/PESB).

(4) \$84,000 of the general fund—state appropriation for fiscal year 2018 and \$75,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to implement chapter 53, Laws of 2017 (2SHB 1120) (regulatory fairness act).

(5) The office of financial management must perform a legal and policy review of whether the lead organization of the statewide health claims database established in chapter 43.371 RCW may collect certain data from drug manufacturers and use this data to bring greater public transparency to prescription drug prices. Specifically, the review must analyze whether the organization may collect and use manufacturer's pricing data on high-cost new and existing prescription drugs, including itemized production and sales data and Canadian pricing. The office of financial management must report by December 15, 2017, to the health care committees of the legislature the results of the study and any necessary legislation to authorize the collection of pricing data and to produce public analysis and reports that help promote prescription drug transparency.

(6) \$500,000 of the general fund—state appropriation for fiscal year 2018, \$131,000 of the general fund—state appropriation for fiscal year 2019, and \$139,000 of the personnel service account—state appropriation are provided solely for implementation of Engrossed Second Substitute House Bill No. 1661 (children, youth, families department). The cost allocation contract must include a determination of the amount of administrative funding to be transferred between appropriations in sections 223(1) and 223(2) of this act to section 222(3) of this act for the new department of children, youth, and families. If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.

(7) \$8,022,000 of the statewide information technology system development revolving account—state appropriation is provided solely for readiness activities related to the One Washington replacement project to modernize and improve administrative systems and related business processes across state government over a multi-biennia time period and this project is subject to the conditions, limitations, and review provided in section 724 of this act. The funding provided in this subsection is for conducting business warehouse planning and system integrations and contracting with a strategic partner for the design of the long-term program blueprint detailing the readiness, planning, and implementation activities related to this project. Legislative expectation is that the strategic partner selected for this design of this long-term blueprint will have proven experience in successfully managing similar efforts in other states or jurisdictions and that the ultimate project scope will integrate performance information and provide information on discrete units of costs for state governmental activities with the goal of improved management and efficiency. The office of financial management will provide the needed management support for this design effort and will ensure that state agencies fully participate in this initial design effort, including the office of chief information officer. The office of financial management will provide quarterly reports to the legislative fiscal committees and the legislative evaluation and accountability program committee. Before submitting additional funding requests for this project, the office of financial management will submit a comprehensive detailed feasibility study and financial plan for the project to the legislative evaluation and accountability program committee.

(8) \$4,000,000 of the general fund—federal appropriation is provided solely for the procurement and implementation of the Washington state all payer claims database project and this project is subject to the conditions, limitations, and review provided in section 724 of this act.

(9) \$140,000 of the general fund—state appropriation for fiscal year 2018 and \$140,000 of the general fund—federal appropriation are provided solely for the authority to incorporate long-term inpatient care as defined in RCW 71.24.025 into the psychiatric managed care capitation risk model. The model shall be submitted to the governor and appropriate committees of the legislature by December 1, 2017. The model must integrate civil inpatient psychiatric hospital services including ninety and one hundred eighty day commitments provided in state hospitals or community settings into medicaid managed care capitation rates and nonmedicaid contracts. The model should phase-in the financial risk such that managed care organizations bear full financial risk for long-term civil inpatient psychiatric hospital commitments beginning January 2020. The model must address strategies to ensure that the state is able to maximize the state's allotment of federal disproportionate share funding.

(10) The office of financial management will convene a work group consisting of the department of social and health services and appropriate fiscal and policy staff from the house of representatives office of program research

and senate committee services for the purpose of reviewing language traditionally added to section 201 in supplemental operating omnibus appropriations acts to allow the department to transfer moneys between sections of the act and to allow for moneys that are provided solely for a specified purpose to be used for other than that purpose. The work group will review the department's use of the language, develop options to reduce or eliminate the need for this language, and explore revisions to the language. The work group must also discuss alternatives to the language to achieve the shared goal of balancing expenditures to appropriation while preserving the legislature's ability to direct policy through appropriation. Alternatives should include increased use of supplemental budget decision packages, the creation of a reserve fund for unanticipated expenditures, and other measures the work group develops.

(11) Within existing resources, the labor relations section shall produce a report annually on workforce data and trends for the previous fiscal year. At a minimum, the report must include a workforce profile; information on employee compensation, including salaries and cost of overtime; and information on retention, including average length of service and workforce turnover.

(12) \$75,000 of the recreation access pass account—state appropriation is provided solely for the office of financial management, in consultation with the parks and recreation commission, department of natural resources, and department of fish and wildlife, to further analyze the cost and revenue potential of the options and recommendations in *Recreation Fees in Washington: Options and Recommendations* (The William D. Ruckelshaus Center, December 2017). The office must collaborate with other relevant agencies and appropriate stakeholders. The office must provide a report to the appropriate committees of the legislature by September 1, 2018. For each of the options, the report must:

(a) Identify the types of recreational access pass products, exemption and discount types, and levels;

(b) Specify price points and projected demand for each type of recreational access pass product that would result in revenue increases of five percent, ten percent, and fifteen percent;

(c) Describe implementation and logistical considerations of selling each of the options through a single place on the internet or through the department of fish and wildlife's licensing system;

(d) Identify fiscal impacts of changing the state access pass to each of the options identified including any combination state and federal recreational access pass options; and

(e) Provide any additional recommendations for implementation, transition, or changes in state law needed to implement each of the options.

(13) \$1,000,000 of the general fund—state appropriation for fiscal year 2018 is provided solely to support the implementation of the department of children, youth, and families. The department must submit an

expenditure plan to the office of financial management and may expend implementation funds after the approval of the director of the office of financial management.

(14) The office of financial management must purchase a workiva software product that will produce the comprehensive annual financial report and other fiscal reports within existing resources.

(15) The office of financial management must procure GovDelivery, a software as a service, that enables government organizations to connect with citizens within existing resources.

(16) \$75,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of chapter 192, Laws of 2017 (SB 5849).

(17) \$192,000 of the general fund—state appropriation for fiscal year 2018 and \$288,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the office of financial management to contract with an entity or entities with expertise in public finance, commercial, and public banking to:

(a) Evaluate the benefits and risks of establishing and operating a state-chartered, public cooperative bank in the state of Washington, specifically including the business and operational issues raised by the 2017 infrastructure and public depository task force; and

(b) Develop a business plan for a public cooperative bank based on the federal home loan bank model whose members may only be the state and/or political subdivisions. The purpose of this bank is to assist the potential members of the bank to manage cash and investments more efficiently to increase yield while maintaining liquidity, and to establish a sustainable funding source of ready capital for infrastructure and economic development in the state of Washington. The business plan shall include, but is not limited to:

(i) Identification of potential members of the bank;

(ii) The capital structure that would be necessary;

(iii) Potential products the bank might offer;

(iv) Projections of earnings;

(v) Recommendations on corporate governance, accountability, and assurances;

(vi) Legal, constitutional, and regulatory issues;

(vii) If needed, how to obtain a federal master account and join the federal reserve;

(viii) Information technology security and cybersecurity;

(ix) Opportunities for collaborating with other financial institutions;

(x) Impacts on the state's debt limit;

(xi) In the event of failure, the risk to taxpayers, including any impact on Washington's bond rating and reputation;

(xii) Potential effects on the budgets and existing state agencies programs; and

(xiii) Other items necessary to establish a state-chartered, public cooperative bank modeled after the federal home loan bank or other similar institution.

The office of financial management shall facilitate the timely transmission of information and documents from all appropriate state departments and state agencies to the entity hired to carry out its contract. A status report must be provided to the governor and appropriate committees of the legislature by December 1, 2018, and final report and business plan provided to the appropriate committees of the legislature by June 30, 2019. The contract is exempt from the competitive procurement requirements in chapter 39.26 RCW.

(18) \$25,000 of the general fund—state appropriation for fiscal year 2018 and \$125,000 of the general fund—state appropriation for fiscal year 2019 are provided to the education research and data center within the office of financial management for the sole purpose of providing a report to the appropriate committees of the legislature by January 1, 2019, on postsecondary enrollment and completion of Washington students with demographic information included on race, ethnicity, gender, students with disabilities, English language proficiency, income level, region, and types of credentials, including but not limited to in- and out-of-state public and private traditional two- and four-year degree granting institutions, private vocational schools, state apprenticeship programs, and professional licenses. The appropriation must also be used to respond to data requests from researchers outside of state agencies and to develop a plan for improving data governance for more accurate and timely responses.

(19) \$52,000 of the general fund—state appropriation for fiscal year 2018 and \$412,000 of the general fund—state appropriation for fiscal year 2019 are provided to the office of financial management for staffing and support to prepare for the 2020 census.

(20)(a) \$179,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the sentencing guidelines commission to conduct a comprehensive review of the sentencing reform act under chapter 9.94A RCW and make recommendations to accomplish the following goals:

(i) Assess the degree to which the sentencing reform act as applied has achieved each of its stated purposes;

(ii) Ensure Washington's sentencing policies and practices are evidence-based, aligned with best practices, and consistent with federal and state case law;

(iii) Ensure Washington's sentencing laws and practices promote public safety by holding offenders accountable for their actions while also facilitating their successful reintegration into the community;

(iv) Simplify Washington's sentencing laws to make them easier to understand and apply; and

(v) Eliminate inconsistencies, which may have developed through various amendatory changes.

(b) In conducting the review under (a) of this subsection, the sentencing guidelines commission shall:

(i) Review the current sentencing grid and recommend changes to simplify the grid and increase judicial discretion, including, but not limited to: Reviewing and simplifying RCW 9.94A.501, 9.94A.505, 9.94A.525, and 9.94A.533; reviewing and simplifying the sentencing grid under RCW 9.94A.510 by reducing the number of cells in the grid and creating broader sentencing ranges for lower level offenses; reviewing and revising seriousness levels under RCW 9.94A.515 to ensure offenses have appropriately designated seriousness levels; reviewing the drug sentencing grid under RCW 9.94A.517 and 9.94A.518 to determine if drug offenses can be incorporated into a new or revised sentencing grid; and reviewing minimum term requirements under RCW 9.94A.540 to avoid inconsistencies with proposed changes to the grid and other sentencing policies;

(ii) Review mitigating and aggravating factors under RCW 9.94A.535 and sentencing enhancements under RCW 9.94A.533, including mandatory consecutive requirements, and recommend changes to reflect current sentencing purposes and policies and case law;

(iii) Review fines, fees, and other legal financial obligations associated with criminal convictions, including, but not limited to, a review of: Fines under RCW 9.94A.550; restitution under RCW 9.94A.750; and legal financial obligations under RCW 9.94A.760;

(iv) Review community supervision and community custody programs under RCW 9.94A.701 through 9.94A.723 and other related provisions, including, but not limited to: Reviewing and revising eligibility criteria for community custody under RCW 9.94A.701 and 9.94A.702; reviewing the length and manner of supervision for various offenses; reviewing earned time toward termination of supervision; and reviewing the consequences for violations of conditions; and

(v) Review available alternatives to full confinement, including, but not limited to: Work crew under RCW 9.94A.725 and home detention and electronic home monitoring under RCW 9.94A.734 through 9.94A.736.

(c) The sentencing guidelines commission shall report its findings and recommendations based on the review under (a) of this subsection to the governor and appropriate committees of the legislature by May 1, 2019.

Sec. 1013. 2018 c 299 s 130 (uncodified) is amended to read as follows:

FOR THE OFFICE OF ADMINISTRATIVE HEARINGS

General Fund—State Appropriation (FY 2019).....\$525,000

Administrative Hearings Revolving Account—State

Appropriation\$41,152,000

<u>TOTAL</u>	<u>APPROPRIATION</u>
.....	\$41,677,000

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

(1) \$250,000 of the administrative hearings revolving account—state appropriation is provided solely for the agency, in collaboration with the office of financial management, to conduct a review of the agency's fee structure, billing methodology, and assumptions about employee productivity which impact the fee structure and billing methodology.

(2) \$525,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the purposes of settling all claims related to and meeting the terms of the settlement agreement in *Turner v. Washington State Office of Administrative Hearings*, King county superior court, cause no. 14-2-06169-2. The expenditure of this appropriation is contingent on the release of all claims in the case, and the total settlement costs shall not exceed the appropriation in this section. If settlement is not fully executed and accepted by the court through the issuance of a court order dismissing this case by June 30, 2019, the appropriation in this section shall lapse.

Sec. 1014. 2018 c 299 s 135 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF REVENUE

General Fund—State Appropriation (FY 2018)	(((\$129,925,000))
.....	\$129,895,000

General Fund—State Appropriation (FY 2019)	(((\$135,392,000))
.....	\$135,670,000

Timber Tax Distribution Account—State	
Appropriation	\$6,765,000

Waste Reduction/Recycling/Litter Control—State	
Appropriation	\$156,000

State Toxics Control Account—State Appropriation	\$111,000
.....	

Business License Account—State Appropriation	\$16,640,000
.....	

Performance Audits of Government Account—State	
Appropriation	\$4,640,000

Pension Funding Stabilization Account—State	
Appropriation	\$13,488,000

Financial Services Regulation Account—State	
Appropriations	\$5,000,000

TOTAL	APPROPRIATION
.....	\$312,117,000
	<u>\$312,365,000</u>

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

(1) \$5,628,000 of the general fund—state appropriation for fiscal year 2018, \$5,628,000 of the general fund—state appropriation for fiscal year 2019, and \$11,257,000 of the business license account—state appropriation are provided solely for the taxpayer legacy system replacement project.

(2) Prior to the suspension of the streamlined sales tax mitigation program established under chapter 82.14 RCW, the department must analyze if and when expected revenue gains from the provisions of sections 201 through 213 of House Bill No. 2163 will be equal to or exceed revenue losses to local taxing districts, as measured under the streamlined sales tax mitigation system from the switch to destination sourcing of sales tax. The analysis must include a comprehensive review of tax, wage, census, and economic data. The review must consider online sales tax and streamlined sales tax mitigation trends for areas with rich concentrations of warehousing distribution and manufacturing centers. The department must provide a report and recommendations to the governor and appropriate committees of the legislature by November 1, 2018. If House Bill No. 2163 (revenue) is not enacted by July 31, 2017, this subsection is void.

(3) \$8,028,000 of the general fund—state appropriation for fiscal year 2018 and \$6,304,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of House Bill No. 2163 (revenue). If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.

~~((5))~~ (4) \$1,745,000 of the general fund—state appropriation for fiscal year 2018 and \$2,019,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 209, Laws of 2017 (EHB 2005).

~~((7))~~ (5) \$96,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Engrossed Fourth Substitute Senate Bill No. 5251 (tourism marketing). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

Sec. 1015. 2018 c 299 s 138 (uncodified) is amended to read as follows:

FOR THE INSURANCE COMMISSIONER

General Fund—Federal Appropriation.....	\$4,613,000
Insurance Commissioners Regulatory Account—State	
Appropriation	\$60,310,000

TOTAL	APPROPRIATION
.....	\$64,923,000

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

(1) \$48,000 of the insurance commissioners regulatory account—state appropriation is provided solely

for implementation of chapter 103, Laws of 2017 (EHB 1450) (title insurance rating orgs.).

TOTAL APPROPRIATION
\$63,196,000

(2) \$12,000 of the insurance commissioners regulatory account—state appropriation is provided solely for implementation of chapter 49, Laws of 2017 (SHB 1027) (surplus line broker licenses).

\$63,185,000

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

(3) \$29,000 of the insurance commissioners regulatory account—state appropriation is provided solely for implementation of Senate Bill No. 6059 (insurer annual disclosures). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(1) By December 31, 2017, the commission shall report findings and recommendations to the energy committees of the legislature on best practices and policies for electric utilities to develop distributed energy resource plans, applying the traditional utility regulatory principles of fairness, efficiency, reliability, and revenue stability. The report must address: A review of policies and practices for distributed energy resource planning in other states, an inventory of current utility distribution planning practices and capabilities in Washington, and recommendations for using distributed energy resource planning to inform utility integrated resource plans.

(4) \$40,000 of the insurance commissioners regulatory account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 6219 (reproductive health coverage). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(2) \$2,093,000 of the public service revolving account—state appropriation is provided solely for the commission to cover the costs of moving its offices to a new location, in cooperation with the department of enterprise services.

(5) \$39,000 of the insurance commissioners regulatory account—state appropriation is provided solely for implementation of Senate Bill No. 5912 (tomosynthesis/mammography). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(3) Up to \$800,000 of the public service revolving account—state appropriation in this section is for the utilities and transportation commission to supplement funds committed by a telecommunications company to expand rural broadband service on behalf of an eligible governmental entity. The amount in this subsection represents payments collected by the utilities and transportation commission pursuant to the Qwest performance assurance plan.

(6) \$29,000 of the insurance commissioners regulatory account—state appropriation is provided solely for implementation of Engrossed Substitute ~~((Senate))~~ House Bill No. ~~((6241 (school employees' benefits). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~ 2408 (individual market health care coverage - availability).

~~((5))~~ (4) The commission must begin a long-term study on the universal service program to the appropriate committees of the legislature on the need for future program funding and recommendations on potential funding mechanisms to improve availability of communications services, including broadband service, in unserved and underserved areas. A preliminary report providing a framework for the how the commission will approach the study is due January 1, 2019.

(7) \$212,000 of the insurance commissioners regulatory account—state appropriation is provided solely for implementation of Substitute House Bill No. 2322 (insurers/risk mitigation). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

Sec. 1016. 2018 c 299 s 141 (uncodified) is amended to read as follows:

FOR THE UTILITIES AND TRANSPORTATION COMMISSION

General	Fund—Private/Local	Appropriation
.....		(((\$16,463,000))
		<u>\$16,464,000</u>

Public Service Revolving Account—State		
Appropriation.....		(((\$40,252,000))
		<u>\$40,239,000</u>

Pipeline	Safety	Account—State	Appropriation
.....			(((\$3,412,000))
			<u>\$3,413,000</u>

Pipeline	Safety	Account—Federal	Appropriation
.....			\$3,069,000

~~((6))~~ (5) Sufficient funding is provided in this section for the commission to convene a task force to make recommendations and report to the legislature regarding the most effective method of regulation of digital application-based micro-movers and the small goods movers that utilize their digital application. The report is due to the legislature by December 15, 2018.

Sec. 1017. 2018 c 299 s 142 (uncodified) is amended to read as follows:

FOR THE MILITARY DEPARTMENT

General Fund—State Appropriation (FY 2018) ..	\$7,040,000
General Fund—State Appropriation (FY 2019) ..	\$8,992,000
General Fund—Federal Appropriation.....	\$117,160,000
Enhanced 911 Account—State Appropriation ..	\$53,466,000

Disaster Response Account—State	Appropriation
.....	((<u>\$42,007,000</u>))
	<u>\$31,793,000</u>
Disaster Response Account—Federal	Appropriation
.....	((<u>\$118,587,000</u>))
	<u>\$68,721,000</u>
Military Department Rent and Lease Account—State	
Appropriation.....	\$615,000
Worker and Community Right-to-Know Account—State	
Appropriation.....	\$2,337,000
Oil Spill Prevention Account—State	Appropriation
.....	\$1,027,000
Pension Funding Stabilization Account—State	
Appropriation.....	\$1,243,000
Military Department Active State Service	
Account—State Appropriation.....	\$200,000
	TOTAL APPROPRIATION
.....	<u>\$352,674,000</u>
	<u>\$292,594,000</u>

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

(1) The military department shall submit a report to the office of financial management and the legislative fiscal committees on February 1st, July 31st, and October 31st of each year detailing information on the disaster response account, including: (a) The amount and type of deposits into the account; (b) the current available fund balance as of the reporting date; and (c) the projected fund balance at the end of the 2017-2019 biennium based on current revenue and expenditure patterns.

(2) \$40,000,000 of the general fund—federal appropriation is provided solely for homeland security, subject to the following conditions: Any communications equipment purchased by local jurisdictions or state agencies shall be consistent with standards set by the Washington state interoperability executive committee.

(3) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the conditional scholarship program pursuant to chapter 28B.103 RCW.

(4) \$5,389,000 of the enhanced 911 account—state appropriation is provided solely for transitioning to an internet protocol based next generation 911 network and increased network costs during the transition and hardware required for the new system. The department's activities and procurement is a major information technology project subject to oversight and review by the office of the chief information officer.

(5) \$11,000,000 of the enhanced 911 account—state appropriation is provided solely for financial assistance to counties.

(6) \$2,000,000 of the enhanced 911 account—state appropriation is provided solely for one-time grants to Skagit, Cowlitz, Island, and Whatcom counties for replacing and upgrading the equipment necessary to maintain 911 service after the state's transition to a next generation 911 system. Grants may also be used to reimburse costs incurred in prior biennia for replacing and upgrading equipment for 911 services.

(7) \$784,000 of the disaster response account—state appropriation is provided solely for fire suppression training, equipment, and supporting costs to national guard soldiers and airmen.

(8) \$38,000 of the enhanced 911 account—state appropriation is provided solely for implementation of chapter 295, Laws of 2017 (SHB 1258) (first responders/disability).

(9) \$372,000 of the disaster response account—state appropriation is provided solely for implementation of chapter 312, Laws of 2017 (SSB 5046) (language of public notices).

(10) Appropriations provided to the department are sufficient to fund the administrative costs associated with implementation of chapter 173, Laws of 2017 (E2SHB 1802) (veterans/shared leave access).

(11) \$190,000 of the disaster response account—state appropriation is provided solely to Okanogan and Ferry counties to continue to address deficiencies within their communications infrastructure for 911 dispatch. Funding will be used to replace failing radio dispatching hardware within 911 dispatch centers; build interoperable communications between each county's dispatch center such that each can serve as a back-up to the other; and build upon the existing wireless microwave network for 911 calls, dispatch centers, and first responder radio operations.

(12) \$1,582,000 of the general fund—state appropriation for fiscal year 2019 and \$2,618,000 of the enhanced 911 account—state appropriation are provided solely for the department to complete the internet protocol based next generation 911 network project while maintaining financial assistance to counties.

(13) \$200,000 of the military department active state service account—state appropriation is provided solely for emergency response training and planning of national guard members with funding provided from Engrossed Second Substitute Senate Bill No. 6269 (oil transportation safety). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(14) \$150,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the emergency management division of the military department to conduct an update to the October 2006 report to the state emergency response commission regarding statewide response to chemical, biological, radiological, nuclear, and explosive materials.

Sec. 1018. 2017 3rd sp.s. c 1 s 146 (uncodified) is amended to read as follows:

FOR THE FORENSIC INVESTIGATION COUNCIL

Death Investigations Account—State Appropriation	((\$633,000))
	<u>\$660,000</u>

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

(1) \$250,000 of the death investigations account appropriation is provided solely for providing financial assistance to local jurisdictions in multiple death investigations. The forensic investigation council shall develop criteria for awarding these funds for multiple death investigations involving an unanticipated, extraordinary, and catastrophic event or those involving multiple jurisdictions.

(2) \$210,000 of the death investigations account appropriation is provided solely for providing financial assistance to local jurisdictions in identifying human remains.

(3) \$130,000 of the death investigations account appropriation is provided solely for the council to establish a statewide case management system for coroners and medical examiners. The council must confer with the state association of coroners and medical examiners in the implementation of the system.

Sec. 1019. 2018 c 299 s 147 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund—State Appropriation (FY 2018)..	\$1,571,000
General Fund—State Appropriation (FY 2019)	((\$1,646,000))
	<u>\$1,662,000</u>
General Fund—Federal Appropriation	\$2,226,000
General Fund—Private/Local Appropriation.....	\$264,000
Pension Funding Stabilization Account—State	
Appropriation	\$136,000
TOTAL APPROPRIATION	\$5,843,000
	<u>\$5,859,000</u>

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

(1) \$103,000 of the general fund—state appropriation for fiscal year 2018 and \$103,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for archaeological determinations and excavations of inadvertently discovered skeletal human remains, and removal and reinterment of such remains when necessary.

(2) \$80,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department of

archaeology and historic preservation to collaborate with the department of commerce to facilitate a capital needs assessment study of public libraries in distressed counties as defined by RCW 43.168.020(3). The study must assess library facility backlogs and the local funding capacity for both nonhistoric libraries and libraries on local, state, or national historic registries.

Sec. 1020. 2018 c 299 s 148 (uncodified) is amended to read as follows:

FOR THE CONSOLIDATED TECHNOLOGY SERVICES AGENCY

General Fund—State Appropriation (FY 2018).....	\$187,000
General Fund—State Appropriation (FY 2019).....	\$188,000
Consolidated Technology Services Revolving	
Account—State Appropriation	\$18,578,000
Broadband Access Account—State Appropriation	\$500,000
TOTAL	APPROPRIATION
.....	\$19,453,000

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

(1) ((~~\$7,263,000~~)) \$7,695,000 of the consolidated technology services revolving account—state appropriation is for the office of the chief information officer.

(2) ((~~\$10,668,000~~)) \$10,883,000 of the consolidated technology services revolving account—state appropriation is for the office of cyber security.

(3) The consolidated technology services agency shall work with customer agencies using the Washington state electronic records vault (WASERV) to identify opportunities to:

(a) Reduce storage volumes and costs associated with vault records stored beyond the agencies' record retention schedules; and

(b) Assess a customized service charge as defined in chapter 304, Laws of 2017 for costs of using WASERV to prepare data compilations in response to public records requests.

(4) The consolidated technology services agency shall provide desktop support services without charging a per device fee to the following agencies: The governor's office of Indian affairs, the commission on Asian Pacific American affairs, the citizen's commission on salaries for elected officials, the commission on Hispanic affairs, and the commission on African-American affairs. The consolidated technology services agency must not withhold or reduce desktop support services provided to small agencies that had been receiving desktop support services and had not previously received appropriations provided specifically for the purpose of reimbursing the consolidated technology services agency for those services.

(5) In conjunction with the office of the chief information officer's prioritization of proposed information technology expenditures, agency budget requests for

proposed information technology expenditures shall include the following: The agency's priority ranking of each information technology request; the estimated cost for the current biennium; the estimated total cost of the request over all biennia; and the expected timeline to complete the request. The office of the chief information officer and the office of financial management may request agencies to include additional information on proposed information technology expenditure requests.

(6) The consolidated technology services agency must not increase fees charged for existing services without prior approval by the office of financial management. The agency may develop fees to recover the actual cost of new infrastructure to support increased use of cloud technologies.

(7) \$500,000 of the consolidated technology services revolving account—state appropriation is provided solely for the agency, in collaboration with the office of financial management, to conduct a zero-based budget review of the agency's services. Information and analysis submitted by the department for the zero-based review under this subsection shall include:

(a) A statement of the statutory basis or other basis for the creation of each program or service and the history of each program or service that is being reviewed;

(b) A description of how each program or service fits within the strategic plan and goals of the agency and an analysis of the quantified objectives of each program or service within the agency;

(c) Any available performance measures indicating the effectiveness and efficiency of each program or service;

(d) A description with supporting cost and staffing data of each program or service and the populations served by each program or service, and the level of funding and staff required to accomplish the goals of the program or service if different than the actual maintenance level;

(e) An analysis of the major costs and benefits of operating each program or service and the rationale for specific expenditure and staffing levels;

(f) An analysis estimating each program's or service's administrative and other overhead costs;

(g) An analysis of the levels of services provided;

(h) An analysis estimating the amount of funds or benefits that actually reach the intended recipients; and

(i) An analysis and recommendations for alternative service delivery models that would save money or improve service quality.

(8) Within existing resources, the agency must provide oversight of state procurement and contracting for information technology goods and services by the department of enterprise services.

(9) Within existing resources, the agency must host, administer, and support the state employee directory in an online format to provide public employee contact information.

Sec. 1021. 2018 c 299 s 144 (uncodified) is amended to read as follows:

FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS

Volunteer Firefighters' and Reserve Officers'

Administrative Account—State Appropriation	(((\$1,217,000))
	<u>\$1,232,000</u>

The appropriation in this section is subject to the following conditions and limitations: \$256,000 of the volunteer firefighters' and reserve officers' relief and pension administrative account—state appropriation is provided solely to the pension and benefit tracking system project and are subject to the conditions, limitations, and review provided in section 724 of this act.

**PART XI
SUPPLEMENTAL
HUMAN SERVICES**

Sec. 1101. 2018 c 299 s 201 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(1) The appropriations to the department of social and health services in this act shall be expended for the programs and in the amounts specified in this act. Appropriations made in this act to the department of social and health services shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act except as expressly provided in this act, nor shall allotment modifications permit moneys that are provided solely for a specified purpose to be used for other than that purpose.

(2) The department of social and health services shall not initiate any services that require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(3) The legislature finds that medicaid payment rates, as calculated by the department pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated

facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that cost reports, payment data from the federal government, historical utilization, economic data, and clinical input constitute reliable data upon which to determine the payment rates.

(4) The department shall to the maximum extent practicable use the same system for delivery of spoken-language interpreter services for social services appointments as the one established for medical appointments in the health care authority. When contracting directly with an individual to deliver spoken language interpreter services, the department shall only contract with language access providers who are working at a location in the state and who are state-certified or state-authorized, except that when such a provider is not available, the department may use a language access provider who meets other certifications or standards deemed to meet state standards, including interpreters in other states.

(5) 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 department of social and health services are subject to technical oversight by the office of the chief information officer.

(6)(a) The department shall facilitate enrollment under the medicaid expansion for clients applying for or receiving state funded services from the department and its contractors. Prior to open enrollment, the department shall coordinate with the health care authority to provide referrals to the Washington health benefit exchange for clients that will be ineligible for medicaid.

(b) To facilitate a single point of entry across public and medical assistance programs, and to maximize the use of federal funding, the health care authority, the department of social and health services, and the health benefit exchange will coordinate efforts to expand HealthPlanfinder access to public assistance and medical eligibility staff. The department shall complete medicaid applications in the HealthPlanfinder for households receiving or applying for public assistance benefits.

(7) In accordance with RCW 71.24.380, the health care authority and the department are authorized to purchase medical and behavioral health services through integrated contracts upon request of all of the county authorities in a regional service area to become an early adopter of fully integrated purchasing of medical and behavioral health services. The department may combine and transfer such amounts appropriated under sections 204, 208, and 213 of this act as may be necessary to fund early adopter contracts. The amount of medicaid funding transferred from each program may not exceed the average per capita cost assumed in this act for individuals covered by that program, actuarially adjusted for the health condition of persons enrolled, times the number of clients enrolled. The amount of non-medicaid funding transferred from sections 204 and

208 may not exceed the amount that would have been contracted with a behavioral health organization if the county authorities had not requested to become an early adopter of fully integrated purchasing. These limits do not apply to the amounts provided in section 204(1)(s) of this act. If any funding that this act provides solely for a specific purpose is transferred under this subsection, that funding must be used consistently with the provisions and conditions for which it was provided.

(8) In accordance with RCW 71.24.380, the department is authorized to purchase mental health and substance use disorder services through integrated contracts with behavioral health organizations. The department may combine and transfer such amounts appropriated under sections 204 and 208 of this act as may be necessary to finance these behavioral health organization contracts. If any funding that this act provides solely for a specific purpose is transferred under this subsection, that funding must be used consistently with the provisions and conditions for which it was provided.

(9)(a) The appropriations to the department of social and health services in this act must be expended for the programs and in the amounts specified in this act. However, after May 1, (~~2018~~) 2019, unless prohibited by this act, the department may transfer general fund—state appropriations for fiscal year (~~2018~~) 2019 among programs and subprograms after approval by the director of the office of financial management. However, the department may not transfer state appropriations that are provided solely for a specified purpose except as expressly provided in (b) through (d) of this subsection.

(b) To the extent that transfers under (a) of this subsection are insufficient to fund actual expenditures in excess of fiscal year (~~2018~~) 2019 caseload forecasts and utilization assumptions in the long-term care, developmental disabilities, (~~foster care, adoption support,~~) and public assistance programs, the department may transfer state appropriations that are provided solely for a specified purpose.

(c) Within the mental health program, the department may transfer appropriations that are provided solely for a specified purpose within and between subprograms as needed to fund actual expenditures through the end of fiscal year (~~2018~~) 2019.

(d) Within the developmental disabilities program, the department may transfer appropriations that are provided solely for a specified purpose within and between subprograms as needed to fund actual expenditures through the end of fiscal year (~~2018~~) 2019.

(e) The department may not transfer appropriations, and the director of the office of financial management may not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds. The director of the office of financial management shall notify the appropriate fiscal committees of the senate and house of representatives in writing seven days prior to approving any allotment modifications or transfers under this subsection. The written notification shall include a narrative explanation and

justification of the changes, along with expenditures and allotments by budget unit and appropriation, both before and after any allotment modifications or transfers.

(10) The department and the department of children, youth, and families shall coordinate to ensure that both agencies have sufficient funding for allocated and nonallocated central services and, if necessary, must enter into an interagency agreement to ensure that funds are transferred to the agency that incurs costs. The agencies shall jointly report to the office of financial management the status of state fiscal year 2019 allocated and nonallocated central services costs and whether fund transfers were required.

Sec. 1102. 2018 c 299 s 203 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—JUVENILE REHABILITATION PROGRAM

General Fund—State Appropriation (FY 2018)	\$91,247,000
General Fund—State Appropriation (FY 2019)	.....((\$93,660,000))
	<u>\$93,353,000</u>
General Fund—Federal Appropriation	\$3,464,000
General Fund—Private/Local Appropriation	\$1,985,000
Washington Auto Theft Prevention Authority Account—	
State Appropriation	\$196,000
Pension Funding Stabilization Account—State	
Appropriation	\$8,721,000
	TOTAL APPROPRIATION
	..... <u>\$199,273,000</u>
	<u>\$198,966,000</u>

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

(1) \$331,000 of the general fund—state appropriation for fiscal year 2018 and \$331,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for deposit in the county criminal justice assistance account for costs to the criminal justice system associated with the implementation of chapter 338, Laws of 1997 (juvenile code revisions). The amounts provided in this subsection are intended to provide funding for county adult court costs associated with the implementation of chapter 338, Laws of 1997 and shall be distributed in accordance with RCW 82.14.310.

(2) \$2,841,000 of the general fund—state appropriation for fiscal year 2018 and \$2,841,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for grants to county juvenile courts for the following juvenile justice programs identified by the Washington state institute for public policy (institute) in its report: "Inventory of Evidence-based, Research-based, and Promising Practices for Prevention and Intervention Services for Children and Juveniles in the Child Welfare,

Juvenile Justice, and Mental Health Systems." Additional funding for this purpose is provided through an interagency agreement with the health care authority. County juvenile courts shall apply to the juvenile rehabilitation administration for funding for program-specific participation and the administration shall provide grants to the courts consistent with the per-participant treatment costs identified by the institute.

(3) \$1,537,000 of the general fund—state appropriation for fiscal year 2018 and \$1,537,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for expansion of the following juvenile justice treatments and therapies in juvenile rehabilitation administration programs identified by the Washington state institute for public policy in its report: "Inventory of Evidence-based, Research-based, and Promising Practices for Prevention and Intervention Services for Children and Juveniles in the Child Welfare, Juvenile Justice, and Mental Health Systems." The administration may concentrate delivery of these treatments and therapies at a limited number of programs to deliver the treatments in a cost-effective manner.

(4)(a) \$6,198,000 of the general fund—state appropriation for fiscal year 2018 and \$6,198,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to implement evidence- and research-based programs through community juvenile accountability grants, administration of the grants, and evaluations of programs funded by the grants. In addition to funding provided in this subsection, funding to implement alcohol and substance abuse treatment programs for locally committed offenders is provided through an interagency agreement with the health care authority.

(b) The juvenile rehabilitation administration shall administer a block grant to county juvenile courts for the purpose of serving youth as defined in RCW 13.40.510(4)(a) in the county juvenile justice system. Funds dedicated to the block grant include: Consolidated juvenile service (CJS) funds, community juvenile accountability act (CJAA) grants, chemical dependency/mental health disposition alternative (CDDA), and suspended disposition alternative (SDA). The juvenile rehabilitation administration shall follow the following formula and must prioritize evidence-based programs and disposition alternatives and take into account juvenile courts program-eligible youth in conjunction with the number of youth served in each approved evidence-based program or disposition alternative: (i) Thirty-seven and one-half percent for the at-risk population of youth ten to seventeen years old; (ii) fifteen percent for the assessment of low, moderate, and high-risk youth; (iii) twenty-five percent for evidence-based program participation; (iv) seventeen and one-half percent for minority populations; (v) three percent for the chemical dependency and mental health disposition alternative; and (vi) two percent for the suspended dispositional alternatives. Funding for the special sex offender disposition alternative (SSODA) shall not be included in the block grant, but allocated on the average daily population in juvenile courts. Funding for the evidence-based expansion grants shall be excluded from the block grant formula. Funds may be used

for promising practices when approved by the juvenile rehabilitation administration and juvenile courts, through the community juvenile accountability act committee, based on the criteria established in consultation with Washington state institute for public policy and the juvenile courts.

(c) If Second Substitute House Bill No. 1280 (referred and diverted youth) is enacted, then the administration must implement a stop-loss policy when allocating funding under (b) of this subsection in the 2017-2019 fiscal biennium. Under the stop-loss policy, funding formula changes may not result in a funding loss for any juvenile court of more than two percent from one year to the next. The committee in (d) of this subsection must establish a minimum base level of funding for juvenile courts with lower numbers of at-risk youth age 10 – 17. The administration must report to the legislature by December 1, 2018, about how funding is used for referred youth and the impact of that use on overall use of funding. If the bill is not enacted by July 31, 2017, this subsection is null and void.

(d) The juvenile rehabilitation administration and the juvenile courts shall establish a block grant funding formula oversight committee with equal representation from the juvenile rehabilitation administration and the juvenile courts. The purpose of this committee is to assess the ongoing implementation of the block grant funding formula, utilizing data-driven decision making and the most current available information. The committee will be co-chaired by the juvenile rehabilitation administration and the juvenile courts, who will also have the ability to change members of the committee as needed to achieve its purpose. The committee may make changes to the formula categories in (b) of this subsection if it determines the changes will increase statewide service delivery or effectiveness of evidence-based program or disposition alternative resulting in increased cost/benefit savings to the state, including long-term cost/benefit savings. The committee must also consider these outcomes in determining when evidence-based expansion or special sex offender disposition alternative funds should be included in the block grant or left separate.

(e) The juvenile courts and administrative office of the courts must collect and distribute information and provide access to the data systems to the juvenile rehabilitation administration and the Washington state institute for public policy related to program and outcome data. The juvenile rehabilitation administration and the juvenile courts must work collaboratively to develop program outcomes that reinforce the greatest cost/benefit to the state in the implementation of evidence-based practices and disposition alternatives.

(5) \$98,000 of the general fund—state appropriation for fiscal year 2018 and \$98,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to the juvenile block grant funding formula oversight committee described in subsection (4)(d) of this section to contract with research entities to: (a) Assist juvenile justice programs identified as promising practices or research-based in undergoing the research necessary to demonstrate that the program is evidence-based; and (b) establish an annual, county-level evaluation of existing evidence-based juvenile justice programs.

(6) \$557,000 of the general fund—state appropriation for fiscal year 2018 and \$557,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for funding of the teamchild project.

(7) \$283,000 of the general fund—state appropriation for fiscal year 2018 and \$283,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the juvenile detention alternatives initiative.

(8) \$500,000 of the general fund—state appropriation for fiscal year 2018 and \$500,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a grant program focused on criminal street gang prevention and intervention. The juvenile rehabilitation administration may award grants under this subsection. The juvenile rehabilitation administration shall give priority to applicants who have demonstrated the greatest problems with criminal street gangs. Applicants composed of, at a minimum, one or more local governmental entities and one or more nonprofit, nongovernmental organizations that have a documented history of creating and administering effective criminal street gang prevention and intervention programs may apply for funding under this subsection. Each entity receiving funds must report to the juvenile rehabilitation administration on the number and types of youth served, the services provided, and the impact of those services on the youth and the community.

(9) The juvenile rehabilitation institutions may use funding appropriated in this subsection to purchase goods and supplies through hospital group purchasing organizations when it is cost-effective to do so.

(10) \$75,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for the department to coordinate the examination of data associated with juvenile gang and firearm offenses. The review of data must include information from the administrative office of the courts, the office of the superintendent of public instruction, the office of financial management—education research data center, the Washington association of sheriffs and police chiefs, the caseload forecast council, and the department of corrections. For the purpose of carrying out the data review, named organizations are authorized to share data to include details of criminal arrest and conviction data. The department shall report to the governor and the appropriate legislative committees by February 1, 2018, with any recommendations for public policy that increases public safety.

(11) \$107,000 of the general fund—state appropriation for fiscal year 2018 and \$432,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to provide housing services to clients releasing from incarceration into the community.

(12) \$75,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 6160 (exclusive adult jurisdiction). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

Sec. 1103. 2018 c 299 s 204 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH PROGRAM

(1) COMMUNITY SERVICES/BEHAVIORAL HEALTH ORGANIZATIONS

General Fund—State Appropriation (FY 2018)	\$381,760,000
General Fund—Federal Appropriation	\$481,439,000
General Fund—Private/Local Appropriation	\$8,932,000
Dedicated Marijuana Account—State Appropriation (FY 2018)	\$3,684,000
Pension Funding Stabilization Account—State Appropriation	\$39,000
TOTAL APPROPRIATION	\$875,854,000

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

(a) For the purposes of this subsection, amounts provided for behavioral health organizations shall also be available for the health care authority to contract with entities that assume the responsibilities of behavioral health organizations in regions in which the health care authority is purchasing medical and behavioral health services through fully integrated contracts pursuant to RCW 71.24.380.

(b) \$6,590,000 of the general fund—state appropriation for fiscal year 2018 and \$3,810,000 of the general fund—federal appropriation are provided solely for the department and behavioral health organizations to continue to contract for implementation of high-intensity programs for assertive community treatment (PACT) teams. In determining the proportion of medicaid and nonmedicaid funding provided to behavioral health organizations with PACT teams, the department shall consider the differences between behavioral health organizations in the percentages of services and other costs associated with the teams that are not reimbursable under medicaid. The department may allow behavioral health organizations which have nonmedicaid reimbursable costs that are higher than the nonmedicaid allocation they receive under this section to supplement these funds with local dollars or funds received under (f) of this subsection. The department and behavioral health organizations shall maintain consistency with all essential elements of the PACT evidence-based practice model in programs funded under this section.

(c) From the general fund—state appropriations in this subsection, the department shall assure that behavioral health organizations reimburse the department of social and health services aging and long term support administration for the general fund—state cost of medicaid personal care services that enrolled behavioral health organization consumers use because of their psychiatric disability.

(d) \$1,760,000 of the general fund—federal appropriation is provided solely for the department to maintain a pilot project to put peer bridging staff into each behavioral health organization as part of the state psychiatric liaison teams to promote continuity of service as individuals return to their communities. The department must collect data and submit a report to the office of financial management and the appropriate committees of the legislature on the impact of peer staff on state hospital discharges and community placements by December 1, 2017.

(e) \$11,405,000 of the general fund—state appropriation for fiscal year 2018 is provided solely to assist behavioral health organizations with the costs of providing services to medicaid clients receiving services in psychiatric facilities classified as institutions of mental diseases. The department must distribute these amounts proportionate to the number of bed days for medicaid clients in institutions for mental diseases that were excluded from behavioral health organization fiscal year 2018 capitation rates because they exceeded the amounts allowed under federal regulations. The department must also use these amounts to directly pay for costs that are ineligible for medicaid reimbursement in institutions of mental disease facilities for American Indian and Alaska Natives who opt to receive behavioral health services on a fee for service basis. The amounts used for these individuals must be reduced from the allocation of the behavioral health organization where the individual resides. If a behavioral health organization receives more funding through this subsection than is needed to pay for the cost of their medicaid clients in institutions for mental diseases, they must use the remainder of the amounts to provide other services not covered under the medicaid program. The department must apply for a waiver from the center for medicaid and medicare services to allow for the full cost of stays in institutions of mental diseases to be included in fiscal year 2019 behavioral health organization capitation rates. The department may tailor the fiscal year 2019 waiver to specific populations for which the center for medicaid and medicare services has indicated they are likely to approve and work to further expand the waiver to other populations in fiscal year 2020. The department must submit a report on the status of the waiver to the office of financial management and the appropriate committees of the legislature by December 1, 2017.

(f) \$81,930,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for persons and services not covered by the medicaid program. To the extent possible, levels of behavioral health organization spending shall be maintained in the following priority order: Crisis and commitment services; community inpatient services; and residential care services, including personal care and emergency housing assistance. These amounts must be distributed to behavioral health organizations proportionate to the fiscal year 2017 allocation of flexible nonmedicaid funds. The department must include the following language in medicaid contracts with behavioral health organizations unless they are provided formal notification from the center for medicaid and medicare services that the language will result in the loss of federal medicaid participation: "The contractor may

voluntarily provide services that are in addition to those covered under the state plan, although the cost of these services cannot be included when determining payment rates unless including these costs are specifically allowed under federal law or an approved waiver."

(g) The department is authorized to continue to contract directly, rather than through contracts with behavioral health organizations for children's long-term inpatient facility services.

(h) \$1,125,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for the Spokane county behavioral health organization to implement services to reduce utilization and the census at eastern state hospital. Such services shall include:

(A) High intensity treatment team for persons who are high utilizers of psychiatric inpatient services, including those with co-occurring disorders and other special needs;

(B) Crisis outreach and diversion services to stabilize in the community individuals in crisis who are at risk of requiring inpatient care or jail services;

(C) Mental health services provided in nursing facilities to individuals with dementia, and consultation to facility staff treating those individuals; and

(D) Services at the sixteen-bed evaluation and treatment facility.

At least annually, the Spokane county behavioral health organization shall assess the effectiveness of these services in reducing utilization at eastern state hospital, identify services that are not optimally effective, and modify those services to improve their effectiveness.

(i) \$1,204,000 of the general fund—state appropriation for fiscal year 2018 is provided solely to reimburse Pierce and Spokane counties for the cost of conducting 180-day commitment hearings at the state psychiatric hospitals.

(j) Behavioral health organizations may use local funds to earn additional federal medicaid match, provided the locally matched rate does not exceed the upper-bound of their federally allowable rate range, and provided that the enhanced funding is used only to provide medicaid state plan or waiver services to medicaid clients. Additionally, behavioral health organizations may use a portion of the state funds allocated in accordance with (f) of this subsection to earn additional medicaid match, but only to the extent that the application of such funds to medicaid services does not diminish the level of crisis and commitment, community inpatient, residential care, and outpatient services presently available to persons not eligible for medicaid.

(k) \$2,291,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for mental health services for mentally ill offenders while confined in a county or city jail and for facilitating access to programs that offer mental health services upon release from confinement. The department must collect information from the behavioral health organizations on their plan for using these funds, the numbers of individuals served, and the types

of services provided and submit a report to the office of financial management and the appropriate fiscal committees of the legislature by December 1st of each year of the biennium.

(l) Within the amounts appropriated in this section, funding is provided for the department to develop and phase in intensive mental health services for high needs youth consistent with the settlement agreement in *T.R. v. Dreyfus and Porter*.

(m) The department must establish minimum and maximum funding levels for all reserves allowed under behavioral health organization contracts and insert contract language that clearly states the requirements and limitations. The department must monitor and ensure that behavioral health organization reserves do not exceed maximum levels. The department must monitor behavioral health organization revenue and expenditure reports and must require a behavioral health organization to submit a corrective action plan on how it will spend its excess reserves within a reasonable period of time, when its reported reserves exceed maximum levels established under the contract. The department must review and approve such plans and monitor to ensure compliance. If the department determines that a behavioral health organization has failed to provide an adequate excess reserve corrective action plan or is not complying with an approved plan, the department must reduce payments to the behavioral health organization in accordance with remedial actions provisions included in the contract. These reductions in payments must continue until the department determines that the behavioral health organization has come into substantial compliance with an approved excess reserve corrective action plan.

(n) \$2,309,000 of the general fund—state appropriation for fiscal year 2018 and \$2,169,000 of the general fund—federal appropriation are provided solely for the department to increase rates for community hospitals that provide a minimum of 200 medicaid psychiatric inpatient days. The department must increase both medicaid and nonmedicaid psychiatric per-diem reimbursement rates for these providers within these amounts. The amounts in this subsection include funding for additional hold harmless payments resulting from the rate increase. The department shall prioritize increases for hospitals not currently paid based on provider specific costs using a similar methodology used to set rate for existing inpatient facilities and the latest available cost report information. Rate increases for providers must be set so as not to exceed the amounts provided within this subsection. The rate increase related to nonmedicaid clients must be done to maintain the provider at the same percentage as currently required under WAC 182-550-4800.

(o) \$100,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for the department to collaborate with tribal governments and develop a plan for establishing an evaluation and treatment facility that will specialize in providing care specifically to the American Indian and Alaska Native population. The plan must include options for maximizing federal participation and, ensure that utilization will be based on medical

necessity, and identify a specific geographic location where a tribal evaluation and treatment facility will be built.

(p) \$1,466,000 of the general fund—state appropriation for fiscal year 2018 and \$1,663,000 of the general fund—federal appropriation are provided solely for the department to contract with community hospitals or freestanding evaluation and treatment centers to provide up to forty-eight long-term inpatient care beds as defined in RCW 71.24.025. The department must seek proposals and contract directly for these services rather than contracting through behavioral health organizations. The department must coordinate with the department of social and health services in developing the contract requirements, selecting contractors, and establishing processes for identifying patients that will be admitted to these facilities. The department must not use any of the amounts provided under this subsection for contracts with facilities that are subject to federal funding restrictions that apply to institutions of mental diseases, unless they have received a waiver that allows for full federal participation in these facilities.

(q) \$4,983,000 of the general fund—state appropriation for fiscal year 2018 and \$10,849,000 of the general fund—federal appropriation are provided solely for the department to increase medicaid capitation payments for behavioral health organizations. The department must work with the actuaries responsible for certifying behavioral health capitation rates to adjust average salary assumptions in order to implement this increase. In developing further updates for medicaid managed care rates for behavioral health services, the department must include and make available all applicable documents and analysis to legislative staff from the fiscal committees throughout the process. The department must require the actuaries to develop and submit rate ranges for each behavioral health organization prior to certification of specific rates.

(r) The number of beds allocated for use by behavioral health organizations at eastern state hospital shall be 192 per day. The number of nonforensic beds allocated for use by behavioral health organizations at western state hospital shall be 557 per day. In fiscal year 2019, the department must reduce the number of beds allocated for use by behavioral health organizations at western state hospital by 30 beds to allow for the repurposing of a civil ward at western state hospital to provide forensic services. The contracted beds provided under (p) of this subsection shall be allocated to the behavioral health organizations in lieu of beds at the state hospitals and be incorporated in their allocation of state hospital patient days of care for the purposes of calculating reimbursements pursuant to RCW 71.24.310. It is the intent of the legislature to continue the policy of expanding community based alternatives for long term civil commitment services that allow for state hospital beds to be prioritized for forensic patients.

(s) \$11,405,000 of the general fund—state appropriation for fiscal year 2018 and \$8,840,000 of the general fund—federal appropriation are provided solely to maintain enhancements of community mental health services. The department must contract these funds for the operation of community programs in which the department determines there is a need for capacity that allows

individuals to be diverted or transitioned from the state hospitals including but not limited to: (i) Community hospital or free standing evaluation and treatment services providing short-term detention and commitment services under the involuntary treatment act to be located in the geographic areas of the King behavioral health organization, the Spokane behavioral health organization outside of Spokane county, and the Thurston Mason behavioral health organization; (ii) one new full program of an assertive community treatment team in the King behavioral health organization and two new half programs of assertive community treatment teams in the Spokane behavioral health organization and the Pierce behavioral health organization; and (iii) three new recovery support services programs in the Great Rivers behavioral health organization, the greater Columbia behavioral health organization, and the north sound behavioral health organization. In contracting for community evaluation and treatment services, the department may not use these resources in facilities that meet the criteria to be classified under federal law as institutions for mental diseases. If the department is unable to come to a contract agreement with a designated behavioral health organization for any of the services identified above, it may consider contracting for that service in another region that has the need for such service.

(t) \$200,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for clubhouse programs. The department must develop options and cost estimates for implementation of clubhouse programs statewide through a medicaid state plan amendment or a medicaid waiver and submit a report to the office of financial management and the appropriate committees of the legislature by December 1, 2018.

(u) \$212,000 of the general fund—state appropriation for fiscal year 2018 is provided solely to fund one pilot project in Pierce county and one in Yakima county to promote increased utilization of assisted outpatient treatment programs. The department shall require two behavioral health organizations to contract with local government to establish the necessary infrastructure for the programs. The department, in collaboration with the health care authority, shall provide a report by October 15, 2018, to the office of financial management and the appropriate fiscal and policy committees of the legislature to include the number of individuals served, outcomes to include reduced use of inpatient treatment and state hospital stays, and recommendations for further implementation based on lessons learned and best practices identified by the pilot projects.

(v) The department, in collaboration with the health care authority, shall work to ensure that a single platform provider credentialing system is implemented. The authority and department shall ensure that appropriate cost offsets and cost avoidance are assumed for reduced staff time required for provider credentialing activity and reductions in improper billing activity when implementing provider credentialing systems.

(w) No more than \$6,464,000 of the general fund—federal appropriation may be expended for supported housing and employment services described in initiative 3a

and 3b of the medicaid transformation demonstration waiver under healthier Washington. Under this initiative, the department and the health care authority shall ensure that allowable and necessary services are provided to eligible clients as identified by the department or its providers or third party administrator. The department and the authority in consultation with the medicaid forecast work group, shall ensure that reasonable reimbursements are established for services deemed necessary within an identified limit per individual. The department shall not increase general fund—state expenditures under this initiative. The secretary in collaboration with the director of the authority shall report to the joint select committee on health care oversight no less than quarterly on financial and health outcomes. The secretary in cooperation with the director shall also report to the fiscal committees of the legislature all of the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(2) INSTITUTIONAL SERVICES

General Fund—State Appropriation (FY 2018)	\$330,214,000
General Fund—State Appropriation (FY 2019)	((\$259,313,000))
	<u>\$373,002,000</u>
General Fund—Federal Appropriation	((\$181,793,000))
	<u>\$148,594,000</u>
General Fund—Private/Local Appropriation	((\$61,282,000))
	<u>\$48,338,000</u>
Pension Funding Stabilization Account—State	
Appropriation.....	\$34,746,000
TOTAL APPROPRIATION	
	<u>\$867,348,000</u>
	<u>\$934,894,000</u>

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

(a) The state psychiatric hospitals may use funds appropriated in this subsection to purchase goods and supplies through hospital group purchasing organizations when it is cost-effective to do so.

(b) \$311,000 of the general fund—state appropriation for fiscal year 2018 and \$310,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a community partnership between western state hospital and the city of Lakewood to support community policing efforts in the Lakewood community surrounding western state hospital. The amounts provided in this subsection (2)(b) are for the salaries, benefits, supplies, and equipment for one full-time investigator, one full-time police officer, and one full-time community service officer at the city of Lakewood. The department must collect data from the city of Lakewood on the use of the funds and the

number of calls responded to by the community policing program and submit a report with this information to the office of financial management and the appropriate fiscal committees of the legislature each December of the fiscal biennium.

(c) \$45,000 of the general fund—state appropriation for fiscal year 2018 and \$45,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for payment to the city of Lakewood for police services provided by the city at western state hospital and adjacent areas.

(d) \$44,000 of the general fund—state appropriation for fiscal year 2018 and \$19,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for payment to the city of Medical Lake for police services provided by the city at eastern state hospital and adjacent areas. The city must develop a proposal and estimated costs for developing a community policing program in the area surrounding eastern state hospital and submit the proposal to the department by September 30, 2018. The city must provide current and historical data for police services to eastern state hospital and adjacent areas which justify funding for a community policing program and continued funding for base police services and a community policing program.

(e) \$20,883,000 of the general fund—state appropriation for fiscal year 2018 and \$33,558,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of efforts to improve the timeliness of competency restoration services pursuant to chapter 5, Laws of 2015 (SSB 5889) (timeliness of competency treatment and evaluation services). These amounts must be used to maintain and further increase the number of forensic beds at western state hospital and eastern state hospital. Pursuant to chapter 7, Laws of 2015 1st sp. sess. (2E2SSB 5177) (timeliness of competency treatment and evaluation services), the department may contract some of these amounts for services at alternative locations if the secretary determines that there is a need.

(f) \$3,928,000 of the general fund—state appropriation for fiscal year 2018 and \$4,249,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to maintain and further increase implementation of efforts to improve the timeliness of competency evaluation services for individuals who are in local jails pursuant to chapter 5, Laws of 2015 (SSB 5889) (timeliness of competency treatment and evaluation services). This funding must be used solely to maintain increases in the number of staff providing competency evaluation services.

(g) \$135,000 of the general fund—state appropriation for fiscal year 2018 and \$135,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to hire an on-site safety compliance officer, stationed at Western State Hospital, to provide oversight and accountability of the hospital's response to safety concerns regarding the hospital's work environment.

(h) \$20,234,000 of the general fund—state appropriation for fiscal year 2018 and \$20,234,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to meet the requirements of the systems improvement agreement with the centers for medicare and medicaid services as outlined in seven conditions of participation and to maintain federal funding. The department shall specifically account for all spending related to the agreement and reconcile it back to the original funding plan. Changes of more than ten percent in any area of the spending plan must be submitted to the office of financial management for approval. The department must submit a financial analysis to the office of financial management and the appropriate committees of the legislature which compares current staffing levels at eastern and western state hospitals, at the ward level, with the specific staffing levels recommended in the state hospitals' clinical model analysis project report submitted by OTB Solutions in 2016. To the extent that the financial analysis includes any differential in staffing from what was recommended in the report, the department must clearly identify these differences and the associated costs. The department must submit the financial analysis by September 1, 2017.

(i) Within these amounts, the department must hire chemical dependency professionals to provide integrated substance use disorder and mental health treatment at the state psychiatric hospitals.

(j) \$1,000 of the general fund—state appropriation for fiscal year 2018 and \$2,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of Senate Bill No. 5118 (personal needs allowance). ~~((If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.))~~

(k) \$34,584,000 of the general fund—state appropriation for fiscal year 2018 ~~((is))~~ and \$44,271,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for increased staffing and other costs at the state hospitals that are required to maintain federal certification and compliance with federal agreements. Throughout the biennium, the department must track state hospital staffing expenditures, including the use of overtime and contracted locums, to allotments and submit monthly reports to the office of financial management. The office of financial management must review these reports and make a determination as to whether the overspending in these areas is required to maintain federal certification and compliance with federal agreements. The office of financial management must notify the department each month whether and to what level the overspending on staffing is approved and may be maintained and whether and to what level the department must reduce such expenditures. By December 2, 2018, the office of financial management must provide a report to the appropriate committees of the legislature on spending beyond appropriations for staffing at the state hospitals and identify the level of overspending that has been approved and any direction provided by the office of financial management to reduce overspending on staffing that was not required to maintain federal certification and compliance with federal agreements.

(l) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to track compliance with RCW 71.05.365 requirements for transition of state hospital patients into community settings within fourteen days of the determination that they no longer require active psychiatric treatment at an inpatient level of care. The department must use these funds to track the following elements related to this requirement: (i) The date on which an individual is determined to no longer require active psychiatric treatment at an inpatient level of care; (ii) the date on which the behavioral health organizations and other organizations responsible for resource management services for the person is notified of this determination; and (iii) the date on which either the individual is transitioned to the community or has been re-evaluated and determined to again require active psychiatric treatment at an inpatient level of care. The department must provide this information in regular intervals to behavioral health organizations and other organizations responsible for resource management services. The department must summarize the information and provide a report to the office of financial management and the appropriate committees of the legislature on progress toward meeting the fourteen day standard by December 1, 2018.

(m) \$140,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department and the University of Washington to begin implementation the first phase of a collaborative plan for a high-quality forensic teaching service. Indirect charges for amounts contracted to the University of Washington must not exceed ten percent. The department and the University of Washington must research and pursue behavioral health workforce education grants from federal or private foundations that could be used in support of this project. By November 1, 2018, the department, in collaboration with the University of Washington, must submit a report to the office of financial management and the appropriate committees of the legislature with a progress update, readiness to proceed to the second phase of the project, a detailed cost analysis of the second phase, and identification of any federal or private grants identified and the status of those applications.

(n) \$12,190,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to develop and implement an acuity based staffing tool at western state hospital and eastern state hospital in collaboration with the hospital staffing committees. The staffing tool must be designed and implemented to identify, on a daily basis, the clinical acuity on each patient ward and determine the minimum level of direct care staff by profession to be deployed to meet the needs of the patients on each ward. The department must also continue to develop, in collaboration with the office of financial management's labor relations office, the staffing committees, and state labor unions, an overall state hospital staffing plan which looks at all positions and functions of the facilities and is informed by a review of the Oregon state hospital staffing model. \$300,000 of the amounts in this subsection are provided solely for and must be used for staff costs required to establish, monitor, track, and report monthly staffing and expenditures at the state hospitals,

including overtime and use of locums, to the functional categories identified in the recommended staffing plan. The remainder of the funds must be used for direct care staffing needed in order to implement the acuity based staffing tool. The allotments and tracking of staffing and expenditures must include all areas of the state hospitals, must be done at the ward level, and must include contracted facilities providing forensic restoration services as well as the office of forensic mental health services. By September 1, 2018, the department and hospital staffing committees must submit a report to the office of financial management and the appropriate committees of the legislature that includes the following: (a) Progress in implementing the acuity based staffing tool; (b) a comparison of average daily staffing expenditures to budgeted staffing levels and the recommended state hospital staffing plan by function; and (c) metrics and facility performance for the use of overtime and extra duty pay, patient length of stay, discharge management, active treatment planning, medication administration, patient and staff aggression, and staff recruitment and retention. The department must use information gathered from implementation of the clinical staffing tool and the hospital-wide staffing model to inform and prioritize future budget requests for staffing at the state hospitals. Beginning on January 1, 2019, the department must submit calendar quarterly reports to the office of financial management and the appropriate committees of the legislature which includes monitoring of monthly spending and staffing levels compared to allotments and to the recommended state hospital staffing model. These reports must include an update from the hospital staffing committees.

(o) \$250,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department, in collaboration with the health care authority, to develop and implement a predictive modeling tool which identifies clients who are at high risk of future involvement with the criminal justice system and for developing a model to estimate demand for civil and forensic state hospital bed needs pursuant to the following requirements.

(i) The predictive modeling tool must be developed to leverage data from a variety of sources and identify factors that are strongly associated with future criminal justice involvement. By December 1, 2018, the department must submit a report to the office of financial management and the appropriate committees of the legislature which describes the following: (A) The proposed data sources to be used in the predictive model and how privacy issues will be addressed; (B) modeling results including a description of measurable factors most strongly predictive of risk of future criminal justice involvement; (C) an assessment of the accuracy, timeliness, and potential effectiveness of the tool; (D) identification of interventions and strategies that can be effective in reducing future criminal justice involvement of high risk patients; and (E) the timeline for implementing processes to provide monthly lists of high-risk client to contracted managed care organizations and behavioral health organizations.

(ii) The model for civil and forensic state hospital bed need must be developed in consultation with staff from

the office of financial management and the appropriate fiscal committees of the state legislature. The model shall incorporate factors for capacity in state hospitals as well as contracted facilities which provide similar levels of care, referral patterns, wait lists, lengths of stay, and other factors identified as appropriate for predicting the number of beds needed to meet the demand for civil and forensic state hospital services. The department must submit a report to the office of financial management and the appropriate committees of the legislature by October 1, 2018, with a description of the model and the estimated civil and forensic state hospital bed need through the end of fiscal year 2021. The department must continue to update the model on a calendar quarterly basis and provide updates to the office of financial management and the appropriate committees of the legislature accordingly.

(p) \$20,000 of the general fund—state appropriation for fiscal year 2019 and \$8,000 of the general fund—federal appropriation are provided solely to implement Substitute Senate Bill No. 6237 (personal needs allowance) or Substitute House Bill No. 2651 (personal needs allowance). ~~((If neither bill is enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

(q) \$46,601,000 of the general fund—state appropriation for fiscal year 2018 ~~((is))~~ and \$19,017,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to pay fines, plaintiff's attorney fees, and increased court monitor costs for failing to meet court ordered timelines for competency restoration and evaluations under *Trueblood v. Department of Social and Health Services*.

(r) \$1,148,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for purposes of maintaining basic life-and-safety equipment and structures in a manner that supports a safe and compliant environment of care at the state hospitals. The department must develop a budget structure that allows for transparency in the management and monitoring of these expenditures as well as related performance and outcomes. The department must report to the office of financial management on expenditure levels and outcomes achieved at the close of each fiscal year.

(3) SPECIAL PROJECTS

General Fund—State Appropriation (FY 2018).....	\$486,000
General Fund—Federal Appropriation.....	\$3,148,000
Pension Funding Stabilization Account—State	
Appropriation	\$28,000
TOTAL APPROPRIATION	
	\$3,662,000

The appropriations in this subsection are subject to the following conditions and limitations: \$446,000 of the general fund—state appropriation for fiscal year 2018 and \$89,000 of the general fund—federal appropriation are provided solely for the University of Washington's evidence-based practice institute which supports the identification, evaluation, and implementation of evidence-based or promising practices. The institute must work with the

department to develop a plan to seek private, federal, or other grant funding in order to reduce the need for state general funds. The department must collect information from the institute on the use of these funds and submit a report to the office of financial management and the appropriate fiscal committees of the legislature by December 1st of each year of the biennium.

(4) PROGRAM SUPPORT

General Fund—State Appropriation (FY 2018)..	\$9,265,000
General Fund—State Appropriation (FY 2019)	(\$2,979,000)
	<u>\$5,773,000</u>
General Fund—Federal Appropriation	(\$8,310,000)
	<u>\$6,278,000</u>
General Fund—Private/Local Appropriation.....	\$251,000
Pension Funding Stabilization Account—State	
Appropriation.....	\$526,000
TOTAL	APPROPRIATION
	<u>\$21,331,000</u>
	<u>\$22,093,000</u>

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

~~((a))~~ The department must complete an update of the state quality strategy required under federal managed care regulations and submit to the center for medicaid and medicare services by October 1, 2017. The department must provide a report to the office of financial management and the appropriate committees of the legislature by December 1, 2017, which includes the following: ~~((+))~~ (a) A copy of the quality strategy submitted to the center for medicaid and medicare services; ~~((+))~~ (b) identification of all performance measures that are currently being measured for behavioral health organizations, and managed care organizations and the variations in performance among these entities; ~~((+))~~ (c) identification of any performance measures that are included in behavioral health organization and managed care organization 2018 contracts and whether these measures are connected to payment; and ~~((+))~~ (d) identification of any performance measures planned for incorporation of behavioral health organization and managed care organization 2019 contracts and whether these measures will be connected to payment during that contract period.

~~((b))~~ \$62,000 of the general fund state appropriation for fiscal year 2018 and \$41,000 of the general fund federal appropriation are provided solely for the implementation of chapter 207, Laws of 2017 (E2SHB 1819) (children's mental health).

~~((c))~~ In accordance with RCW 43.20B.110, 43.135.055, and 71.24.035, the department is authorized to adopt license and certification fees in fiscal year 2018 to support the costs of the regulatory program. The department's fee schedule shall have differential rates for

~~providers with proof of accreditation from organizations that the department has determined to have substantially equivalent standards to those of the department, including but not limited to the joint commission on accreditation of health care organizations, the commission on accreditation of rehabilitation facilities, and the council on accreditation. To reflect the reduced costs associated with regulation of accredited programs, the department's fees for organizations with such proof of accreditation must reflect the lower costs of licensing for these programs than for other organizations which are not accredited.)~~

Sec. 1104. 2018 c 299 s 205 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL DISABILITIES PROGRAM

(1) COMMUNITY SERVICES

General Fund—State Appropriation (FY 2018)	\$601,589,000
General Fund—State Appropriation (FY 2019)	(\$663,644,000)
	<u>\$653,996,000</u>
General Fund—Federal Appropriation...	(\$1,302,369,000)
	<u>\$1,294,369,000</u>
General Fund—Private/Local Appropriation	(\$2,407,000)
	<u>\$534,000</u>
Pension Funding Stabilization Account—State	
Appropriation	\$6,872,000
TOTAL	APPROPRIATION
	<u>\$2,576,881,000</u>
	<u>\$2,557,360,000</u>

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

(a) Individuals receiving services as supplemental security income (SSI) state supplemental payments shall not become eligible for medical assistance under RCW 74.09.510 due solely to the receipt of SSI state supplemental payments.

(b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and 43.135.055, the department is authorized to increase nursing facility, assisted living facility, and adult family home fees as necessary to fully support the actual costs of conducting the licensure, inspection, and regulatory programs. The license fees may not exceed the department's annual licensing and oversight activity costs and shall include the department's cost of paying providers for the amount of the license fee attributed to medicaid clients.

(i) The current annual renewal license fee for adult family homes shall be \$225 per bed beginning in fiscal year 2018 and \$225 per bed beginning in fiscal year 2019. A processing fee of \$2,750 shall be charged to each adult family home when the home is initially licensed. This fee is

nonrefundable. A processing fee of \$700 shall be charged when adult family home providers file a change of ownership application.

(ii) The current annual renewal license fee for assisted living facilities shall be \$106 per bed beginning in fiscal year 2018 and \$116 per bed beginning in fiscal year 2019.

(iii) The current annual renewal license fee for nursing facilities shall be \$359 per bed beginning in fiscal year 2018 and \$359 per bed beginning in fiscal year 2019.

(c) \$7,142,000 of the general fund—state appropriation for fiscal year 2018, \$18,249,000 of the general fund—state appropriation for fiscal year 2019, and \$27,336,000 of the general fund—federal appropriation are provided solely for the implementation of the agreement reached between the governor and the service employees international union healthcare 775nw under the provisions of chapters 74.39A and 41.56 RCW for the 2017-2019 fiscal biennium. ~~((Funding is contingent upon the enactment of Senate Bill No. 5969 (transparency in public employee collective bargaining). If the bill is not enacted by July 31, 2017, the appropriation in this subsection shall lapse.))~~

(d) \$787,000 of the general fund—state appropriation for fiscal year 2018, \$2,183,000 of the general fund—state appropriation for fiscal year 2019, and \$3,714,000 of the general fund—federal appropriation are provided solely for the homecare agency parity impacts of the agreement between the governor and the service employees international union healthcare 775nw. ~~((Funding is contingent upon the enactment of Senate Bill No. 5969 (transparency in public employee collective bargaining). If the bill is not enacted by July 31, 2017, the appropriation in this subsection shall lapse.))~~

(e) The department may authorize a one-time waiver of all or any portion of the licensing and processing fees required under RCW 70.128.060 in any case in which the department determines that an adult family home is being relicensed because of exceptional circumstances, such as death or incapacity of a provider, and that to require the full payment of the licensing and processing fees would present a hardship to the applicant. In these situations the department is also granted the authority to waive the required residential administrator training for a period of 120 days if necessary to ensure continuity of care during the relicensing process.

(f) Community residential cost reports that are submitted by or on behalf of contracted agency providers are required to include information about agency staffing including health insurance, wages, number of positions, and turnover.

(g) \$650,000 of the general fund—state appropriation for fiscal year 2018, \$650,000 of the general fund—state appropriation for fiscal year 2019, and \$800,000 of the general fund—federal appropriation are provided solely for the development and implementation of eight enhanced respite beds across the state for children. These services are intended to provide families and caregivers with a break in caregiving, the opportunity for behavioral stabilization of the child, and the ability to partner with the

state in the development of an individualized service plan that allows the child to remain in his or her family home. The department must provide the legislature with a respite utilization report in January of each year that provides information about the number of children who have used enhanced respite in the preceding year, as well as the location and number of days per month that each respite bed was occupied.

(h) \$900,000 of the general fund—state appropriation for fiscal year 2018 and \$900,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the development and implementation of eight community respite beds across the state for adults. These services are intended to provide families and caregivers with a break in caregiving and the opportunity for stabilization of the individual in a community-based setting as an alternative to using a residential habilitation center to provide planned or emergent respite. The department must provide the legislature with a respite utilization report by January of each year that provides information about the number of individuals who have used community respite in the preceding year, as well as the location and number of days per month that each respite bed was occupied.

(i) \$100,000 of the general fund—state appropriation for fiscal year 2018, \$95,000 of the general fund—state appropriation for fiscal year 2019, and \$195,000 of the general fund—federal appropriation are provided solely for discharge case managers stationed at the state psychiatric hospitals. Discharge case managers will transition clients ready for hospital discharge into less restrictive alternative community placements. The transition of clients ready for discharge will free up bed capacity at the state psychiatric hospitals.

(j) \$1,239,000 of the general fund—state appropriation for fiscal year 2018, \$2,055,000 of the general fund—state appropriation for fiscal year 2019, and \$3,218,000 of the general fund—federal appropriation are provided solely to create new community alternative placement beds that prioritize the transition of clients who are ready for discharge from the state psychiatric hospitals, but who have additional long-term care or developmental disability needs.

(i) Community alternative placement beds include enhanced service facility beds, adult family home beds, skilled nursing facility beds, shared supportive housing beds, state operated living alternative beds, and assisted living facility beds.

(ii) Each client must receive an individualized assessment prior to leaving one of the state psychiatric hospitals. The individualized assessment must identify and authorize personal care, nursing care, behavioral health stabilization, physical therapy, or other necessary services to meet the unique needs of each client. It is the expectation that, in most cases, staffing ratios in all community alternative placement options described in (j)(i) of this subsection will need to increase to meet the needs of clients leaving the state psychiatric hospitals. If specialized training is necessary to meet the needs of a client before he or she

enters a community placement, then the person centered service plan must also identify and authorize this training.

(iii) When reviewing placement options, the department must consider the safety of other residents, as well as the safety of staff, in a facility. An initial evaluation of each placement, including any documented safety concerns, must occur within thirty days of a client leaving one of the state psychiatric hospitals and entering one of the community placement options described in (j)(i) of this subsection. At a minimum, the department must perform two additional evaluations of each placement during the first year that a client has lived in the facility.

(iv) During fiscal year 2018, in a presentation to the select committee on quality improvement in state hospitals, the department must describe the process of fielding and subsequently investigating complaints of abuse, neglect, and exploitation within the community alternative placement options described in (j)(i) of this subsection. At a minimum, the presentation must include data about the number of complaints, and the nature of complaints, over the preceding five fiscal years.

(v) During fiscal year 2019, in a presentation to the select committee on quality improvement in state hospitals, the department must provide an update about clients placed out of the state psychiatric hospitals into the community alternative placement options described in (j)(i) of this subsection. At a minimum, for each setting, the presentation must include data about the number of placements, average daily rate, complaints fielded, and complaints investigated. The presentation must also include information about modifications, including the placement of clients into alternate settings, that occurred due to the evaluations required under (j)(iii) of this subsection.

In developing bed capacity, the department shall consider the complex needs of individuals waiting for discharge from the state psychiatric hospitals.

(k) \$738,000 of the general fund—state appropriation for fiscal year 2018, \$1,963,000 of the general fund—state appropriation for fiscal year 2019, and \$2,701,000 of the general fund—federal appropriation are provided solely for expanding the number of clients receiving services under the basic plus medicaid waiver. Approximately six hundred additional clients are anticipated to graduate from high school during the 2017-2019 fiscal biennium and will receive employment services under this expansion.

(l) \$14,127,000 of the general fund—state appropriation for fiscal year 2018, \$25,428,000 of the general fund—state appropriation for fiscal year 2019, and \$39,554,000 of the general fund—federal appropriation are provided solely to increase the benchmark rate for community residential service providers offering supported living, group home, and licensed staff residential services to individuals with development disabilities. The amounts in this subsection (l)(l) include funding to increase the benchmark rate by the following amounts:

(i) \$1.25 per hour effective July 1, 2017, and;

(ii) An additional \$1.00 per hour effective July 1, 2018.

The amounts provided in this subsection must be used to improve the recruitment and retention of quality direct care staff to better protect the health and safety of clients with developmental disabilities.

(m) Respite personal care provided by individual providers to developmental disabilities administration clients, as authorized by the department and accessed by clients through a medicaid waiver, must be funded in maintenance level of the operating budget on the basis of actual and forecasted client utilization.

(n) \$4,000 of the general fund—state appropriation for fiscal year 2018, \$11,000 of the general fund—state appropriation for fiscal year 2019, and \$13,000 of the general fund—federal appropriation are provided solely to implement chapter 270, Laws of 2017 (SB 5118) (personal needs allowance).

(o) \$1,716,000 of the general fund—state appropriation for fiscal year 2018, \$3,493,000 of the general fund—state appropriation for fiscal year 2019, and \$4,267,000 of the general fund—federal appropriation are provided solely for a targeted vendor rate increase to contracted client service providers.

(i) Within the amounts provided in this subsection, \$1,674,000 of the general fund—state appropriation for fiscal year 2018, \$3,424,000 of the general fund—state appropriation for fiscal year 2019, and \$4,126,000 of the general fund—federal appropriation are provided solely for a vendor rate increase of two percent in fiscal year 2018 and an additional two percent in fiscal year 2019 for all contracted vendors with the exception of nursing home providers, the program of all-inclusive care for the elderly, nurse delegators, community residential service providers, individual providers, agency providers, and adult family homes.

(ii) Within the amounts provided in this subsection, \$42,000 of the general fund—state appropriation for fiscal year 2018, \$69,000 of the general fund—state appropriation for fiscal year 2019, and \$141,000 of the general fund—federal appropriation are provided solely to increase vendor rates for adult residential care and enhanced adult residential care in the 2017-2019 fiscal biennium up to the statewide minimum wage established in Initiative Measure No. 1433.

(p) \$51,000 of the general fund—state appropriation for fiscal year 2018, \$51,000 of the general fund—state appropriation for fiscal year 2019, and \$102,000 of the general fund—federal appropriation are provided solely to increase the daily rate for private duty nursing in adult family homes by \$63.77.

(q) \$371,000 of the general fund—state appropriation for fiscal year 2018, \$445,000 of the general fund—state appropriation for fiscal year 2019, and \$1,069,000 of the general fund—federal appropriation are provided solely for increasing the hourly rate for nurse delegators from \$32.96 to \$45.32 effective September 1, 2017.

(r) \$212,000 of the general fund—state appropriation for fiscal year 2018 and \$269,000 of the general fund—federal appropriation are provided solely to implement Senate Bill No. . . . (S-2907.2). ~~((If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.))~~

(s) \$2,199,000 of the general fund—state appropriation for fiscal year 2018, \$2,878,000 of the general fund—state appropriation for fiscal year 2019, and \$6,388,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for the 2017-2019 fiscal biennium. ~~((Funding is contingent upon the enactment of Senate Bill No. 5969 (transparency in public employee collective bargaining). If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.))~~

(t) \$83,000 of the general fund—state appropriation for fiscal year 2019 and \$751,000 of the general fund—federal appropriation are provided solely for the development of an information technology solution that is flexible enough to accommodate all service providers impacted by the requirements for electronic visit verification outlined in the 21st century cures act.

(u) \$75,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for job training at the support education empowerment disability solutions program.

(v) \$623,000 of the general fund—state appropriation for fiscal year 2019 and \$623,000 of the general fund—federal appropriation are provided solely to hold community residential service provider rates harmless for instruction and support services and administration, to the extent possible within amounts appropriated in this subsection, if the tiered rate methodology is implemented effective January 1, 2019.

~~((~~(*)~~))~~ (w) \$21,000 of the general fund—state appropriation for fiscal year 2019 and \$26,000 of the general fund—federal appropriation are provided solely to implement Substitute House Bill No. 2651 (personal needs allowance). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

~~((~~(y)~~))~~ (x) \$34,000 of the general fund—state appropriation for fiscal year 2018, \$293,000 of the general fund—state appropriation for fiscal year 2019, and \$480,000 of the general fund—federal appropriation are provided solely to implement Engrossed Substitute Senate Bill No. 6199 (consumer directed employer organizations). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

~~((~~(z)~~))~~ (y) The department of social and health services developmental disabilities administration shall participate in the development of an implementation plan to build statewide capacity among school districts to improve transition planning for students in special education who meet criteria for services from the developmental disabilities administration, pursuant to section 501(57) of this act.

~~((~~(aa)~~))~~ (z) \$290,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the enhancement of existing parent-to-parent programs that serve parents of children with a developmental disability and the establishment of new programs in Okanogan county and Whitman county.

(2) INSTITUTIONAL SERVICES

General Fund—State Appropriation (FY 2018)	\$99,622,000
General Fund—State Appropriation (FY 2019)	(\$105,704,000)
	<u>\$111,350,000</u>
General Fund—Federal Appropriation.....	(\$202,562,000)
	<u>\$208,228,000</u>
General Fund—Private/Local Appropriation	\$27,041,000
Pension Funding Stabilization Account—State	
Appropriation	\$12,441,000
	TOTAL APPROPRIATION
	<u>\$447,370,000</u>
	<u>\$458,682,000</u>

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

(a) Individuals receiving services as supplemental security income (SSI) state supplemental payments shall not become eligible for medical assistance under RCW 74.09.510 due solely to the receipt of SSI state supplemental payments.

(b) \$495,000 of the general fund—state appropriation for fiscal year 2018 and \$495,000 of the general fund—state appropriation for fiscal year 2019 are for the department to fulfill its contracts with the school districts under chapter 28A.190 RCW to provide transportation, building space, and other support services as are reasonably necessary to support the educational programs of students living in residential habilitation centers.

(c) \$2,978,000 of the general fund—state appropriation for fiscal year 2018, \$2,978,000 of the general fund—state appropriation for fiscal year 2019, and \$5,956,000 of the general fund—federal appropriation are for additional staff to ensure compliance with centers for medicare and medicaid services requirements for habilitation, nursing care, staff safety, and client safety at the residential habilitation centers.

(d) The residential habilitation centers may use funds appropriated in this subsection to purchase goods, supplies, and services through hospital group purchasing organizations when it is cost-effective to do so.

(e) \$2,000 of the general fund—state appropriation for fiscal year 2018, \$5,000 of the general fund—state appropriation for fiscal year 2019, and \$5,000 of the general fund—federal appropriation are provided solely to implement chapter 270, Laws of 2017 (SB 5118) (personal needs allowance).

(f) \$325,000 of the general fund—state appropriation for fiscal year 2019 and \$325,000 of the general fund—federal appropriation are provided solely for purposes of maintaining basic life-and-safety equipment and structures in a manner that supports a safe and compliant environment of care at the residential habilitation centers. The department is to develop a budget structure that allows for transparency in the management and monitoring of these expenditures as well as related performance and outcomes. The department is to report to the office of financial management on expenditure levels and outcomes achieved at the close of each fiscal year.

(g) \$2,288,000 of the general fund—state appropriation for fiscal year 2018, (~~(\$5,496,000)~~) \$10,146,000 of the general fund—state appropriation for fiscal year 2019, and (~~(\$7,784,000)~~) \$12,434,000 of the general fund—federal appropriation are provided solely for additional staffing resources to provide direct care to clients living in the intermediate care facilities at Rainier school, Fircrest school, and Lakeland village to address deficiencies identified by the centers for medicare and medicaid services, for clients to transition to nursing facilities at the Fircrest school and Lakeland village, and to gather information for the 2019 legislative session that will support appropriate levels of care for residential habilitation center clients.

(i) The department of social and health services must contract with the William D. Ruckelshaus center or other neutral party to facilitate meetings and discussions about how to support appropriate levels of care for residential habilitation clients based on the clients' needs and ages. The options explored in the meetings and discussions must include, but are not limited to, conversion of cottages from certification as an intermediate care facility to certification and licensure as a skilled nursing facility, developing a state operated nursing facility for eligible clients, and placement of additional clients from the residential habilitation centers into state operated living alternatives. An agreed-upon preferred vision must be included within a report to the office of financial management and appropriate fiscal and policy committees of the legislature before December 1, 2018. The report must describe the policy rationale, implementation plan, timeline, and recommended statutory changes for the preferred vision.

The parties invited to participate in the meetings and discussion must include:

(A) One member from each of the two largest caucuses in the senate, who shall be appointed by the majority leader and minority leader of the senate;

(B) One member from each of the two largest caucuses in the house of representatives, who shall be appointed by the speaker and minority leader of the house of representatives;

(C) One member from the office of the governor, appointed by the governor;

(D) One member from the developmental disabilities council;

(E) One member from the ARC of Washington;

(F) One member from the Washington federation of state employees;

(G) One member from the service employee international union 1199;

(H) One member from the developmental disabilities administration within the department of social and health services;

(I) One member from the aging and long term support administration within the department of social and health services; and

(J) Two members who are family members or guardians of current residential habilitation center residents.

(ii) Before November 1, 2018, the department of social and health services must submit a report to the office of financial management and the appropriate fiscal and policy committees of the legislature that includes the following information: All information provided for subsections A through D below must be provided so as to clearly identify data that represents the intermediate care facility versus the skilled nursing facility components of the residential habilitation centers.

(A) The current number of clients living in the residential habilitation centers from the most recent month of available data. The information must be provided by month for each cottage on each campus, and must distinguish between long-term and short-term admissions.

(B) The average age of clients living in the residential habilitation centers from fiscal year 2013 through fiscal year 2018. The information must be provided by month for each cottage on each campus.

(C) The number of staff, segmented by the type of position, at the residential habilitation centers from fiscal year 2013 through fiscal year 2018. The information must be provided by month for each cottage on each campus. Any staff that are not directly associated with a cottage must be provided separately for each campus.

(D) Ratios of staff to clients at the residential habilitation centers from fiscal year 2013 through fiscal year 2018. The ratios must include, but are not limited to, the number of direct care staff per client and the number of indirect care staff per client. The ratio of direct care staff per client must be provided by month for each cottage on each campus. The ratio of indirect care staff per client must be provided by month for each campus.

(E) The number of individuals with a developmental disability residing long term at the state psychiatric hospitals from fiscal year 2013 through fiscal year 2018. The information must be provided by month for each of the state psychiatric hospitals.

(F) The average age of individuals with a developmental disability residing long term at the state psychiatric hospitals from fiscal year 2013 through fiscal year 2018. The information must be provided by month for each of the state psychiatric hospitals.

(G) The following information pertinent to the goal of transitioning from the use of intermediate care facilities on residential habilitation center campuses to skilled nursing facilities, when appropriate to individual client needs and preferences, no later than January 1, 2021:

(I) An analysis of existing facilities that might serve as skilled nursing facilities, including options on residential habilitation center campuses and options off campus that might be purchased, rented, or leased by the state. The report must display location, closure date if applicable, and total bed capacity for each facility.

(II) The number of clients living in intermediate care facility cottages at the residential habilitation centers who meet the functional criteria for nursing facility level of care as determined by assessments conducted by the department.

(III) The number of clients living in intermediate care facility cottages at the residential habilitation centers whom, directly or through their legal guardian, express interest in or willingness to live in a skilled nursing facility in interviews and assessments conducted by the department.

(IV) A description of the process and a feasibility analysis for the transition of a cottage or multiple cottages at a residential habilitation center from certification as an intermediate care facility to certification and licensure as a skilled nursing facility no later than January 1, 2021. This section of the report must include, but is not limited to, a description of the role for the department of health, department of social and health services, and the centers for medicare and medicaid services.

(V) The estimated capital investment needed to transition a cottage, or multiple cottages, at a residential habilitation center from certification as an intermediate care facility to certification and licensure as a skilled nursing facility no later than January 1, 2021.

(H) Options for the alternate use of buildings, vacant or occupied, at Fircrest, Rainier, Yakima valley, or Lakeland village. The suggestions must include but are not limited to expanding capacity for nursing care, dental care, and other specialty services for individuals with developmental or intellectual disabilities.

(I) Options for transferring the ownership of charitable, educational, penal, and reform institutions land on the Fircrest campus from the department of natural resources to the department of social and health services.

(I) Purchase of the charitable, educational, penal, and reform institutions land on the Fircrest campus by the department of social and health services. This option must include but is not limited to the most recent appraisal of the value of charitable, educational, penal, and reform institutions land on the Fircrest campus.

(II) A land swap of equal value between the charitable, educational, penal, and reform institutions land on the Fircrest campus and other state-owned property.

(III) A combination of the options outlined within (I) and (II) of this subsection (g)(ii)(I).

(J) Options for the additional use of state operated living alternative placements to assist clients with the transition from an institutional setting to a community setting. The report must identify the number of clients who could transition into state operated living alternative placements, and the length of time necessary to transition clients into the additional placements.

(K) Options for establishing additional crisis stabilization services at the residential habilitation centers. The report must identify the operating costs, capital costs, timeline, and desired location associated with the additional capacity.

(L) Options for transferring individuals who have been residing long term at the state psychiatric hospitals into an alternative location, or multiple locations. One of the options must explore the possibility of transferring these individuals to the residential habilitation centers. For any option that is explored, the report must identify the operating costs, capital costs, timeline, and desired location associated with the additional capacity.

(M) The expenditures for overtime, prescription drugs, controlled substances, medical supplies, janitorial supplies, household supplies, maintenance supplies, and office supplies at the residential habilitation centers from fiscal year 2013 through fiscal year 2018. The information must be provided by month for each campus. The department must also provide the strategy, or strategies, that are being implemented to decrease expenditures for overtime, prescription drugs, controlled substances, medical supplies, janitorial supplies, household supplies, maintenance supplies, and office supplies at the residential habilitation centers.

(h) \$23,000 of the general fund—state appropriation for fiscal year 2019 and \$23,000 of the general fund—federal appropriation are provided solely to implement Substitute House Bill No. 2651 (personal needs allowance). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

(i) \$121,000 of the general fund—state appropriation for fiscal year 2018, \$41,000 of the general fund—state appropriation for fiscal year 2019, and \$161,000 of the general fund—federal appropriation are provided solely for the replacement of items destroyed by fire at the laundry facility at Fircrest, and for the transportation of laundry from Fircrest to Rainier.

(j) \$802,000 of the general fund—state appropriation for fiscal year 2019 and \$801,000 of the general fund—federal appropriation are provided solely for the transition of residents due to the decertification of the Rainier school PAT A intermediate care facility by the centers for medicare and medicaid services in calendar year 2019. It is the intent of the legislature that the developmental disabilities administration complete the transitions of Rainier PAT A residents by September 2019.

(3) PROGRAM SUPPORT

General Fund—State Appropriation (FY 2018) ..\$2,351,000

General Fund—State Appropriation (FY 2019)	((\$2,400,000))
	<u>\$2,506,000</u>
General Fund—Federal Appropriation	((\$2,982,000))
	<u>\$3,041,000</u>
Pension Funding Stabilization Account—State	
Appropriation	\$270,000
TOTAL APPROPRIATION	\$8,003,000
	<u>\$8,168,000</u>

(4) SPECIAL PROJECTS

General Fund—State Appropriation (FY 2018).....	\$55,000
General Fund—State Appropriation (FY 2019).....	\$62,000
General Fund—Federal Appropriation	\$1,092,000
Pension Funding Stabilization Account—State	
Appropriation.....	\$11,000
TOTAL APPROPRIATION	\$1,220,000

Sec. 1105. 2018 c 299 s 206 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—AGING AND ADULT SERVICES PROGRAM

General Fund—State Appropriation (FY 2018)	\$1,077,208,000
General Fund—State Appropriation (FY 2019)	((\$1,208,320,000))
	<u>\$1,182,221,000</u>
General Fund—Federal Appropriation ...	((\$2,844,955,000))
	<u>\$2,826,756,000</u>
General Fund—Private/Local Appropriation	((\$35,766,000))
	<u>\$33,953,000</u>
Traumatic Brain Injury Account—State Appropriation	\$4,540,000
Skilled Nursing Facility Safety Net Trust Account—	
State Appropriation	\$133,360,000
Pension Funding Stabilization Account—State	
Appropriation	\$13,165,000
TOTAL APPROPRIATION	\$5,317,314,000
	<u>\$5,271,203,000</u>

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

(1)(a) For purposes of implementing chapter 74.46 RCW, the weighted average nursing facility payment rate

shall not exceed \$200.47 for fiscal year 2018 and shall not exceed \$216.64 for fiscal year 2019.

(b) The department shall provide a medicaid rate add-on to reimburse the medicaid share of the skilled nursing facility safety net assessment as a medicaid allowable cost. The nursing facility safety net rate add-on may not be included in the calculation of the annual statewide weighted average nursing facility payment rate.

(2) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and 43.135.055, the department is authorized to increase nursing facility, assisted living facility, and adult family home fees as necessary to fully support the actual costs of conducting the licensure, inspection, and regulatory programs. The license fees may not exceed the department's annual licensing and oversight activity costs and shall include the department's cost of paying providers for the amount of the license fee attributed to medicaid clients.

(a) The current annual renewal license fee for adult family homes shall be \$225 per bed beginning in fiscal year 2018 and \$225 per bed beginning in fiscal year 2019. A processing fee of \$2,750 shall be charged to each adult family home when the home is initially licensed. This fee is nonrefundable. A processing fee of \$700 shall be charged when adult family home providers file a change of ownership application.

(b) The current annual renewal license fee for assisted living facilities shall be \$106 per bed beginning in fiscal year 2018 and \$116 per bed beginning in fiscal year 2019.

(c) The current annual renewal license fee for nursing facilities shall be \$359 per bed beginning in fiscal year 2018 and \$359 per bed beginning in fiscal year 2019.

(3) The department is authorized to place long-term care clients residing in nursing homes and paid for with state only funds into less restrictive community care settings while continuing to meet the client's care needs.

(4) \$1,858,000 of the general fund—state appropriation for fiscal year 2018 and \$1,857,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for operation of the volunteer services program. Funding shall be prioritized towards serving populations traditionally served by long-term care services to include senior citizens and persons with disabilities.

(5) \$14,674,000 of the general fund—state appropriation for fiscal year 2018, \$37,239,000 of the general fund—state appropriation for fiscal year 2019, and \$55,716,000 of the general fund—federal appropriation are provided solely for the implementation of the agreement reached between the governor and the service employees international union healthcare 775nw under the provisions of chapters 74.39A and 41.56 RCW for the 2017-2019 fiscal biennium. ~~(Funding is contingent upon the enactment of Senate Bill No. 5969 (transparency in public employee collective bargaining). If the bill is not enacted by July 31, 2017, the appropriation in this subsection shall lapse.)~~

(6) \$4,833,000 of the general fund—state appropriation for fiscal year 2018, \$13,413,000 of the

general fund—state appropriation for fiscal year 2019, and \$22,812,000 of the general fund—federal appropriation are provided solely for the homecare agency parity impacts of the agreement between the governor and the service employees international union healthcare 775nw. ~~(Funding is contingent upon the enactment of Senate Bill No. 5969 (transparency in public employee collective bargaining). If the bill is not enacted by July 31, 2017, the appropriation in this subsection shall lapse.)~~

(7) \$5,094,000 of the general fund—state appropriation for fiscal year 2018 and \$5,094,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for services and support to individuals who are deaf, hard of hearing, or deaf-blind.

(8) The department may authorize a one-time waiver of all or any portion of the licensing and processing fees required under RCW 70.128.060 in any case in which the department determines that an adult family home is being relicensed because of exceptional circumstances, such as death or incapacity of a provider, and that to require the full payment of the licensing and processing fees would present a hardship to the applicant. In these situations the department is also granted the authority to waive the required residential administrator training for a period of 120 days if necessary to ensure continuity of care during the relicensing process.

(9) In accordance with RCW 18.390.030, the biennial registration fee for continuing care retirement communities shall be \$1,889 for each facility.

(10) \$234,000 of the general fund—state appropriation for fiscal year 2018 and \$479,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the kinship navigator program in the Colville Indian reservation, Yakama Nation, and other tribal areas.

(11) \$42,000 of the general fund—state appropriation for fiscal year 2018, \$127,000 of the general fund—state appropriation for fiscal year 2019, and \$169,000 of the general fund—federal appropriation are provided solely to implement chapter 270, Laws of 2017 (SB 5118) (personal needs allowance).

(12) Within available funds, the aging and long term support administration must maintain a unit within adult protective services that specializes in the investigation of financial abuse allegations and self-neglect allegations.

(13) Within amounts appropriated in this subsection, the department shall assist the legislature to continue the work of the joint legislative executive committee on planning for aging and disability issues.

(a) A joint legislative executive committee on aging and disability is continued, with members as provided in this subsection.

(i) Four members of the senate, with the leaders of the two largest caucuses each appointing two members, and four members of the house of representatives, with the leaders of the two largest caucuses each appointing two members;

(ii) A member from the office of the governor, appointed by the governor;

(iii) The secretary of the department of social and health services or his or her designee;

(iv) The director of the health care authority or his or her designee;

(v) A member from disability rights Washington and a member from the office of long-term care ombuds;

(vi) The insurance commissioner or his or her designee, who shall serve as an ex officio member; and

(vii) Other agency directors or designees as necessary.

(b) The committee must make recommendations and continue to identify key strategic actions to prepare for the aging of the population in Washington, including state budget and policy options, by conducting at least, but not limited to, the following tasks:

(i) Identify strategies to better serve the health care needs of an aging population and people with disabilities to promote healthy living and palliative care planning;

(ii) Identify strategies and policy options to create financing mechanisms for long-term service and supports that allow individuals and families to meet their needs for service;

(iii) Identify policies to promote financial security in retirement, support people who wish to stay in the workplace longer, and expand the availability of workplace retirement savings plans;

(iv) Identify ways to promote advance planning and advance care directives and implementation strategies for the Bree collaborative palliative care and related guidelines;

(v) Identify ways to meet the needs of the aging demographic impacted by reduced federal support;

(vi) Identify ways to protect the rights of vulnerable adults through assisted decision-making and guardianship and other relevant vulnerable adult protections;

(vii) Identify options for promoting client safety through residential care services and consider methods of protecting older people and people with disabilities from physical abuse and financial exploitation;

(viii) Identify other policy options and recommendations to help communities adapt to the aging demographic in planning for housing, land use, and transportation; and

(ix) Identify ways to support individuals with developmental disabilities with long-term care needs who are enrolled members of a federally recognized Indian tribe, or residing in the household of an enrolled members of a federally recognized Indian tribe, and are receiving care from a family member.

(c) At least one committee meeting must be devoted to the exploration of legislation that would allow family members to provide personal care services to persons with

developmental disabilities or long-term care needs under a voluntary consumer-directed medicaid service program. During the meeting, the committee should hear testimony from as many impacted parties as possible, including clients, providers, advocacy groups, and staff from state agencies. Testimony should explore program design, program oversight, necessary statutory changes, barriers to implementation, fiscal estimates, and timeline for implementation.

(d) Staff support for the committee shall be provided by the office of program research, senate committee services, the office of financial management, and the department of social and health services.

(e) Within existing appropriations, the cost of meetings must be paid jointly by the senate, house of representatives, and the office of financial management. Joint committee expenditures are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees. The joint committee members may be reimbursed for travel expenses as authorized under RCW 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate. Advisory committee members may not receive compensation or reimbursement for travel and expenses.

(14)(a) The department of social and health services must facilitate a stakeholder work group consisting of assisted living provider associations and the state long-term care ombuds in a collaborative effort to redesign the medicaid payment methodology for contracted assisted living, adult residential care, and enhanced adult residential care. The department must submit a report with the final work group recommendations to the appropriate legislative committees by November 30, 2017. A proposed timeline for implementation of the new methodology must be included in the report. The new methodology must:

(i) Adhere to the standards of an acuity-based payment system as originally intended by the legislature, and the department will rely on the time study conducted in 2003 in establishing the acuity scale;

(ii) Create a standardized methodology that supports a reasonable medicaid payment that promotes access, choice, and quality;

(iii) Incorporate metrics such as medians, lids, floors, and other options that provide flexibility to adjust to economic conditions while maintaining the integrity of the methodology;

(iv) Be supported by relevant, reliable, verifiable, and independent data to the extent possible; and

(v) To the extent possible, repurpose and streamline data sources and modeling that the aging and long-term support administration uses for other rate-setting processes.

(b) In developing payment metrics for medicaid-covered services, staff and service requirements must be reviewed for assisted living, adult residential care, and enhanced adult residential care as described in chapters 74.39A and 18.20 RCW. At a minimum, the proposed rate methodology must include a component that recognizes

staffing for intermittent nursing and personal care services. Service area adjustments based on population density must be reviewed and compared with other options to recognize high-cost areas. The most recent and complete wage data available through the bureau of labor statistics must also be included for review and consideration. The methodology work group must consider operational requirements and indirect services in developing the model. The work group must include a rate component that recognizes statutory and regulatory physical plant requirements. The work group must review and consider physical plant requirements for assisted living as described in chapter 51.50 RCW. A fair rental valuation must be reviewed and considered as an option for the capital component. The recognition of food for medicaid residents must also be included in the work group considerations. The department's current methodology to address room and board requirements, and the appropriateness of the continued use of the 2003 time study and whether it can be reasonably adjusted or whether a new time study should be conducted, must be reviewed and considered by the work group.

(15) Within amounts appropriated in this section, the department must pay medicaid nursing facility payment rates for public hospital district providers in rural communities as defined under chapter 70.44 RCW that are no less than June 30, 2016, reimbursement levels. This action is intended to assure continued access to essential services in rural communities.

(16) \$5,370,000 of the general fund—state appropriation for fiscal year 2018, \$10,199,000 of the general fund—state appropriation for fiscal year 2019, and \$18,346,000 of the general fund—federal appropriation are provided solely for a targeted vendor rate increase to contracted client service providers.

(a) Within the amounts provided in this subsection, \$2,763,000 of the general fund—state appropriation for fiscal year 2018, \$5,741,000 of the general fund—state appropriation for fiscal year 2019, and \$9,775,000 of the general fund—federal appropriation are provided solely for a vendor rate increase of two percent in fiscal year 2018 and an additional two percent in fiscal year 2019 for all contracted vendors with the exception of nursing home providers, the program of all-inclusive care for the elderly, nurse delegators, community residential service providers, individual providers, agency providers, and adult family homes.

(b) Within the amounts provided in this subsection, \$2,607,000 of the general fund—state appropriation for fiscal year 2018, \$4,458,000 of the general fund—state appropriation for fiscal year 2019, and \$8,571,000 of the general fund—federal appropriation are provided solely to increase vendor rates for nursing homes, assisted living facilities including adult residential care and enhanced adult residential care, adult day health and adult day care providers, and home care agency administration in the 2017-2019 fiscal biennium up to the statewide minimum wage established in Initiative Measure No. 1433.

(17) \$4,815,000 of the general fund—state appropriation for fiscal year 2018, \$8,527,000 of the general

fund—state appropriation for fiscal year 2019, and \$12,277,000 of the general fund—federal appropriation are provided solely to create new community alternative placement beds that prioritize the transition of clients who are ready for discharge from the state psychiatric hospitals, but who have additional long-term care or developmental disability needs.

(a) Community alternative placement beds include enhanced service facility beds, adult family home beds, skilled nursing facility beds, shared supportive housing beds, state operated living alternative beds, and assisted living facility beds.

(b) Each client must receive an individualized assessment prior to leaving one of the state psychiatric hospitals. The individualized assessment must identify and authorize personal care, nursing care, behavioral health stabilization, physical therapy, or other necessary services to meet the unique needs of each client. It is the expectation that, in most cases, staffing ratios in all community alternative placement options described in (a) of this subsection will need to increase to meet the needs of clients leaving the state psychiatric hospitals. If specialized training is necessary to meet the needs of a client before he or she enters a community placement, then the person centered service plan must also identify and authorize this training.

(c) When reviewing placement options, the department must consider the safety of other residents, as well as the safety of staff, in a facility. An initial evaluation of each placement, including any documented safety concerns, must occur within thirty days of a client leaving one of the state psychiatric hospitals and entering one of the community placement options described in (a) of this subsection. At a minimum, the department must perform two additional evaluations of each placement during the first year that a client has lived in the facility.

(d) During fiscal year 2018, in a presentation to the select committee on quality improvement in state hospitals, the department must describe the process of fielding and subsequently investigating complaints of abuse, neglect, and exploitation within the community alternative placement options described in (a) of this subsection. At a minimum, the presentation must include data about the number of complaints, and the nature of complaints, over the preceding five fiscal years.

(e) During fiscal year 2019, in a presentation to the select committee on quality improvement in state hospitals, the department must provide an update about clients placed out of the state psychiatric hospitals into the community alternative placement options described in (a) of this subsection. At a minimum, for each setting, the presentation must include data about the number of placements, average daily rate, complaints fielded, and complaints investigated. The presentation must also include information about modifications, including the placement of clients into alternate settings, that occurred due to the evaluations required under (c) of this subsection.

In developing bed capacity, the department shall consider the complex needs of individuals waiting for discharge from the state psychiatric hospitals.

(18) \$315,000 of the general fund—state appropriation for fiscal year 2018, \$315,000 of the general fund—state appropriation for fiscal year 2019, and \$630,000 of the general fund—federal appropriation are provided solely for discharge case managers stationed at the state psychiatric hospitals. Discharge case managers will transition clients ready for hospital discharge into less restrictive alternative community placements. The transition of clients ready for discharge will free up bed capacity at the state psychiatric hospitals.

(19) \$135,000 of the general fund—state appropriation for fiscal year 2018, \$135,000 of the general fund—state appropriation for fiscal year 2019, and \$270,000 of the general fund—federal appropriation are provided solely for financial service specialists stationed at the state psychiatric hospitals. Financial service specialists will help to transition clients ready for hospital discharge into alternative community placements. The transition of clients ready for discharge will free up bed capacity at the state hospitals.

(20) \$5,007,000 of the general fund—state appropriation for fiscal year 2018, \$5,143,000 of the general fund—state appropriation for fiscal year 2019, and \$10,154,000 of the general fund—federal appropriation are provided solely to implement chapter 286, Laws of 2017 (SB 5715) (nursing home payments).

(21) \$750,000 of the general fund—state appropriation for fiscal year 2018 and \$750,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to implement chapter 287, Laws of 2017 (SB 5736) (nutrition programs).

(22) \$183,000 of the general fund—state appropriation for fiscal year 2018, \$92,000 of the general fund—state appropriation for fiscal year 2019, and \$2,479,000 of the general fund—federal appropriation are provided solely to finish the programming necessary to give the department the ability to pay individual provider overtime when hours over 40 hours per week are authorized for payment and are subject to the conditions, limitations, and review provided in section 724 of this act.

(23) \$229,000 of the general fund—state appropriation for fiscal year 2018, \$229,000 of the general fund—state appropriation for fiscal year 2019, and \$458,000 of the general fund—federal appropriation are provided solely to increase the daily rate for private duty nursing in adult family homes by \$63.77.

(24) \$246,000 of the general fund—state appropriation for fiscal year 2018 and \$313,000 of the general fund—federal appropriation are provided solely to implement Senate Bill No. . . . (S-2907.2). ~~((If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.))~~

(25)(a) No more than \$41,388,000 of the general fund—federal appropriation may be expended for tailored support for older adults and medicaid alternative care described in initiative 2 of the medicaid transformation demonstration waiver under healthier Washington. The department shall not increase general fund—state

expenditures on this initiative. The secretary in collaboration with the director of the health care authority shall report to the joint select committee on health care oversight no less than quarterly on financial and health outcomes. The secretary in cooperation with the director shall also report to the fiscal committees of the legislature all of the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(b) No more than \$2,200,000 of the general fund—federal appropriation may be expended for supported housing and employment services described in initiative 3a and 3b of the medicaid transformation demonstration waiver under healthier Washington. Under this initiative, the department and the health care authority shall ensure that allowable and necessary services are provided to eligible clients as identified by the department or its providers third party administrator. The department and the authority in consultation with the medicaid forecast work group shall ensure that reasonable reimbursements are established for services deemed necessary within an identified limit per individual. The department shall not increase general fund—state expenditures under this initiative. The secretary in cooperation with the director shall report to the joint select committee on health care oversight no less than quarterly on financial and health outcomes. The secretary in cooperation with the director shall also report to the fiscal committees of the legislature all of the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(26) \$351,000 of the general fund—state appropriation for fiscal year 2018, \$421,000 of the general fund—state appropriation for fiscal year 2019, and \$1,012,000 of the general fund—federal appropriation are provided solely for increasing the hourly rate for nurse delegators from \$32.96 to \$45.32 effective September 1, 2017.

(27) \$10,017,000 of the general fund—state appropriation for fiscal year 2018, \$13,111,000 of the general fund—state appropriation for fiscal year 2019, and \$29,104,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for the 2017-2019 fiscal biennium. Funding is contingent upon the enactment of Senate Bill No. 5969 (transparency in public employee collective bargaining). ~~((If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.))~~

(28) \$217,000 of the general fund—state appropriation for fiscal year 2019 and \$1,949,000 of the general fund—federal appropriation are provided solely for the development of an information technology solution that is flexible enough to accommodate all service providers impacted by the requirements for electronic visit verification outlined in the 21st century cures act.

(29) \$40,000 of the general fund—state appropriation for fiscal year 2019 and \$40,000 of the general fund—federal appropriation are provided solely for the

department, in partnership with the department of health and the health care authority, to assist a collaborative public-private entity with implementation of recommendations in the state plan to address alzheimer's disease and other dementias.

~~((31))~~ (30) \$1,000,000 of the general fund—state appropriation for fiscal year 2019 and \$1,200,000 of the general fund—federal appropriation are provided solely to maintain client access to medicaid contracted assisted living, enhanced adult residential care, and adult residential care services under chapter 74.39A RCW. Licensed assisted living facilities that contract with the department to serve medicaid clients under these specified contract types must have an average medicaid occupancy of at least sixty percent, determined using the medicaid days from the immediately preceding calendar year during the months of July 1st through December 31st to qualify for additional funding under this subsection.

~~((32))~~ (31) \$615,000 of the general fund—state appropriation for fiscal year 2019 and \$698,000 of the general fund—federal appropriation are provided solely to implement Substitute House Bill No. 2651 (personal needs allowance). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

~~((33))~~ (32) \$166,000 of the general fund—state appropriation for fiscal year 2018, \$800,000 of the general fund—state appropriation for fiscal year 2019, and \$1,510,000 of the general fund—federal appropriation are provided solely to implement Engrossed Substitute Senate Bill No. 6199 (consumer directed employer organizations). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

(34)) (33) \$100,000 of the general fund—state appropriation for fiscal year 2019 and \$100,000 of the general fund—federal appropriation are provided solely for the department of social and health services aging and long-term support administration to contract for an updated actuarial model of the 2016 independent feasibility study and actuarial modeling of public and private options for leveraging private resources to help individuals prepare for long-term services and supports needs. The follow-up study must model alternative variations of the previously studied public long-term care benefit for workers, funded through a payroll deduction that would provide a time-limited long-term care insurance benefit, including but not limited to alternative minimum hours worked per year for vesting.

(b) The feasibility study and actuarial analysis must include input from the joint legislative executive committee on aging and disability and other interested stakeholders, and must include an analysis of each variation based on:

- (i) The expected costs and benefits for participants;
- (ii) The total anticipated number of participants;
- (iii) The projected savings to the state medicaid program, if any; and
- (iv) Legal and financial risks to the state.

(c) The department must provide status updates to the joint legislative executive committee on aging and disability. The feasibility study and actuarial analysis shall be completed and submitted to the department by September 1, 2018. The department shall submit a report, including the director's findings and recommendations based on the feasibility study and actuarial analysis, to the governor and the appropriate committees of the legislature by October 1, 2018.

~~((35))~~ (34) \$50,000 of the general fund—state appropriation for fiscal year 2019 and \$50,000 of the general fund—federal appropriation are provided solely for the department of social and health services aging and long-term support administration to contract with the area agencies on aging to convene a work group to include long-term care industry members, family members who provide long-term services and supports, and other groups with interest in long-term services and supports to develop a proposal on how family members could be included as providers of long-term services and supports under the previously studied public long-term care benefit. The work group shall review options and propose:

(a) Minimum qualifications that would allow a family caregiver to serve as a long-term services and supports provider, which may:

(i) Be distinct from the qualifications on the effective date of this act for individual providers;

(ii) Require training based primarily on the individual needs and preferences of the beneficiary;

(iii) Take into account the existing relationship between the family caregiver and the beneficiary, the duration of the caregiving experience, and the type of care being provided.

(b) Administrative program options for providing compensation, benefits, and protections for family caregivers, considering cost-effectiveness and administrative simplification. The program options shall consider how to preserve the quality of the long-term care workforce and must include worker protections and benefits.

(c) The work group shall develop recommendations and provide the recommendations to the joint legislative and executive committee on aging and disability by November 15, 2018.

Sec. 1106. 2018 c 299 s 207 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ECONOMIC SERVICES PROGRAM

General Fund—State Appropriation (FY 2018)	\$362,611,000
General Fund—State Appropriation (FY 2019)	(\$373,055,000)
	<u>\$397,696,000</u>
General Fund—Federal Appropriation ...	(\$1,443,711,000)

	<u>\$1,441,999,000</u>
General Fund—Private/Local Appropriation ((\$5,144,000))	<u>\$5,330,000</u>
Administrative Contingency Account—State	
Appropriation	\$5,400,000
Pension Funding Stabilization Account—State	
Appropriation	\$29,264,000
<u>Domestic Violence Prevention Account—State</u>	
<u>Appropriation</u>	<u>\$1,002,000</u>
TOTAL	APPROPRIATION
.....	<u>\$2,219,185,000</u>
	<u>\$2,243,302,000</u>

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

(1)(a) \$125,399,000 of the general fund—state appropriation for fiscal year 2018, (~~(\$124,458,000)~~) \$130,143,000 of the general fund—state appropriation for fiscal year 2019, \$836,761,000 of the general fund—federal appropriation, \$5,400,000 of the administrative contingency account—state appropriation, and \$8,155,000 of the pension funding stabilization account—state appropriation are provided solely for all components of the WorkFirst program. Within the amounts provided for the WorkFirst program, the department may provide assistance using state-only funds for families eligible for temporary assistance for needy families. The department must create a WorkFirst budget structure that allows for transparent tracking of budget units and subunits of expenditures where these units and subunits are mutually exclusive from other department budget units. The budget structure must include budget units for the following: Cash assistance, child care, WorkFirst activities, and administration of the program. Within these budget units, the department must develop program index codes for specific activities and develop allotments and track expenditures using these codes. The department shall report to the office of financial management and the relevant fiscal and policy committees of the legislature prior to adopting a structure change.

(b) (~~(\$260,135,000)~~) \$265,323,000 of the amounts in (a) of this subsection are provided solely for assistance to clients, including grants, diversion cash assistance, and additional diversion emergency assistance including but not limited to assistance authorized under RCW 74.08A.210. The department may use state funds to provide support to working families that are eligible for temporary assistance for needy families but otherwise not receiving cash assistance. Within amounts provided in (b) of this subsection, \$1,622,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5890 (foster care and adoption). (~~If the bill is not enacted by July 31, 2017, the amount provided in this subsection shall lapse.~~) Of the amounts provided in this subsection (1)(b), \$8,975,000 of the general fund—state appropriation for

fiscal year 2019 is provided solely for the department to increase the grant standard.

(c) \$158,444,000 of the amounts in (a) of this subsection are provided solely for WorkFirst job search, education and training activities, barrier removal services, limited English proficiency services, and tribal assistance under RCW 74.08A.040. The department must allocate this funding based on client outcomes and cost effectiveness measures. Amounts provided in (c) of this subsection include funding for implementation of chapter 156, Laws of 2017 (2SSB 5347) (WorkFirst "work activity"). Within amounts provided in (c) of this subsection, the department shall implement the working family support program. The department shall adopt rules to take effect July 31, 2017, to limit the working family support program at 10,000 households.

~~(\$1,700,000)~~ \$2,949,000 of the funds appropriated in ~~((e) or (f))~~ this subsection ~~(1)(c)~~ are provided solely for enhanced transportation assistance provided that the department prioritize the use of these funds for the recipients most in need of financial assistance to facilitate their return to work. The department must not utilize these funds to supplant repayment arrangements that are currently in place to facilitate the reinstatement of drivers' licenses.

(d)(i) \$477,054,000 of the amounts in (a) of this subsection are provided solely for the working connections child care program under RCW ~~((43.215.135))~~ 43.216.020. In order to not exceed the appropriated amount, the department shall manage the program so that the average monthly caseload does not exceed 33,000 households and the department shall give prioritized access into the program according to the following order:

- (A) Families applying for or receiving temporary assistance for needy families (TANF);
- (B) TANF families curing sanction;
- (C) Foster children;
- (D) Families that include a child with special needs;
- (E) Families in which a parent of a child in care is a minor who is not living with a parent or guardian and who is a full-time student in a high school that has a school-sponsored on-site child care center;
- (F) Families with a child residing with a biological parent or guardian who have received child protective services, child welfare services, or a family assessment response from the department in the past six months, and has received a referral for child care as part of the family's case management.
- (G) Families that received subsidies within the last thirty days and:
 - (I) Have reapplied for subsidies; and
 - (II) Have household income of two hundred percent federal poverty level or below; and
 - (H) All other eligible families.

(ii) The department, within existing appropriations, must ensure quality control measures for the working connections child care program by maximizing the use of information technology systems and the development or modification of the application and standard operating procedures to ensure that cases are:

(A) Appropriately and accurately processed; and

(B) Routinely monitored for eligibility in a manner that is similar to processes and systems currently in place for regular monitoring in other public assistance programs. Eligibility criteria routinely monitored must include, at a minimum:

(I) Participation in work or other approved activities;

(II) Household composition; and

(III) Maximum number of subsidized child care hours authorized.

The department must submit a preliminary report by December 1, 2017, and a final report by December 1, 2018, to the governor and the appropriate fiscal and policy committees of the legislature detailing the specific actions taken to implement this subsection.

(iii) Of the amounts provided in (d) of this subsection, \$4,620,000 of the appropriation for fiscal year 2018 and \$4,792,000 of the appropriation for fiscal year 2019 are provided for a base rate increase, a rate increase for Family Friend and Neighbor providers, covering an increase for health insurance premiums, and increasing paid professional development days from three days to five days. This funding is for the 2017-2019 collective bargaining agreement covering family child care providers as set forth in section 940 of this act.

(iv) Of the amounts provided in (d) of this subsection, \$8,547,000 of the general fund—state appropriation for fiscal year 2018 and \$10,438,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for subsidy base rate increases for child care center providers.

(e) \$34,248,000 of the general fund—federal appropriation is provided solely for child welfare services within the department of children, youth, and families.

(f) ~~(\$170,292,000)~~ \$170,788,000 of the amounts in (1)(a) of this section are provided solely for WorkFirst and working connections child care administration and overhead. \$127,000 of the funds appropriated in this subsection for fiscal year 2019 are provided solely for implementation of chapter 9, Laws of 2017 3rd sp. sess. (working connections child care).

(g) The amounts in subsections (1)(b) through (e) of this section shall be expended for the programs and in the amounts specified. However, the department may transfer up to 10 percent of funding between subsections (1)(b) through (f) of this section. The department shall provide notification prior to any transfer to the office of financial management and to the appropriate legislative committees and the legislative-executive WorkFirst oversight task force. The

approval of the director of financial management is required prior to any transfer under this subsection.

(h) Each calendar quarter, the department shall provide a maintenance of effort and participation rate tracking report for temporary assistance for needy families to the office of financial management, the appropriate policy and fiscal committees of the legislature, and the legislative-executive WorkFirst oversight task force. The report must detail the following information for temporary assistance for needy families:

(i) An overview of federal rules related to maintenance of effort, excess maintenance of effort, participation rates for temporary assistance for needy families, and the child care development fund as it pertains to maintenance of effort and participation rates;

(ii) Countable maintenance of effort and excess maintenance of effort, by source, provided for the previous federal fiscal year;

(iii) Countable maintenance of effort and excess maintenance of effort, by source, for the current fiscal year, including changes in countable maintenance of effort from the previous year;

(iv) The status of reportable federal participation rate requirements, including any impact of excess maintenance of effort on participation targets;

(v) Potential new sources of maintenance of effort and progress to obtain additional maintenance of effort; and

(vi) A two-year projection for meeting federal block grant and contingency fund maintenance of effort, participation targets, and future reportable federal participation rate requirements.

(i) In the 2017-2019 fiscal biennium, it is the intent of the legislature to provide appropriations from the state general fund for the purposes of (b) through (f) of this subsection if the department does not receive additional federal temporary assistance for needy families contingency funds in each fiscal year as assumed in the budget outlook.

(j) The department must submit a report by December 1, 2018, to the governor and the appropriate fiscal and policy committees of the legislature that estimates the caseload and fiscal impact of returning to pre-2011 temporary assistance for needy families policies. At a minimum, the report must include an analysis of the caseload and fiscal impact of:

(i) Removing the sixty-month lifetime limit;

(ii) Lessening sanction policies; and

(iii) No longer requiring the WorkFirst orientation.

(2) \$1,657,000 of the general fund—state appropriation for fiscal year 2018 and \$1,657,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for naturalization services.

(3) \$2,366,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for employment services for refugees and immigrants, of which

\$1,774,000 is provided solely for the department to pass through to statewide refugee and immigrant assistance organizations for limited English proficiency pathway services; and \$2,366,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for employment services for refugees and immigrants, of which \$1,774,000 is provided solely for the department to pass through to statewide refugee and immigrant assistance organizations for limited English proficiency pathway services.

(4) On January 1, 2017, and annually thereafter, the department must report to the governor and the legislature on all sources of funding available for both refugee and immigrant services and naturalization services during the current fiscal year and the amounts expended to date by service type and funding source. The report must also include the number of clients served and outcome data for the clients.

(5) To ensure expenditures remain within available funds appropriated in this section, the legislature establishes the benefit under the state food assistance program, pursuant to RCW 74.08A.120, to be one hundred percent of the federal supplemental nutrition assistance program benefit amount.

(6) The department shall review clients receiving services through the aged, blind, or disabled assistance program, to determine whether they would benefit from assistance in becoming naturalized citizens, and thus be eligible to receive federal supplemental security income benefits. Those cases shall be given high priority for naturalization funding through the department.

(7) \$856,000 of the general fund—state appropriation for fiscal year 2018, (~~(\$1,848,000)~~) \$2,913,000 of the general fund—state appropriation for fiscal year 2019, and (~~(\$16,267,000)~~) \$12,034,000 of the general fund—federal appropriation are provided solely for ESAR Architectural Development and are subject to the conditions, limitations, and review provided in section 724 of this act.

(8) The department shall continue the interagency agreement with the department of veterans' affairs to establish a process for referral of veterans who may be eligible for veterans' services. This agreement must include out-stationing department of veterans' affairs staff in selected community service office locations in King and Pierce counties to facilitate applications for veterans' services.

(9) \$750,000 of the general fund—state appropriation for fiscal year 2018 and \$750,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for operational support of the Washington information network 211 organization.

(10) \$90,000 of the general fund—state appropriation for fiscal year 2018, \$8,000 of the general fund—state appropriation for fiscal year 2019, and \$36,000 of the general fund—federal appropriation are provided solely for implementation of chapter 270, Laws of 2017 (SB 5118) (personal needs allowance).

(11) \$438,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1831 (public assistance/resources). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(12) \$43,000 of the general fund—state appropriation for fiscal year 2018 and \$16,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of Engrossed Second Substitute Bill No. 2667 (essential needs/ABD programs). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(13) \$58,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Substitute House Bill No. 2651 (personal needs allowance). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(14) \$5,000,000 of the general fund—federal appropriation is provided solely for the resources to initiate successful employment program. The department shall submit a preliminary report of its findings of the impact of this program on increasing employment to the appropriate committees of the legislature no later than January 1, 2019, with a final report submitted no later than June 30, 2019.

(15) \$121,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute Senate Bill No. 5683 (Pacific Islander health care). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(16) \$51,000 of the general fund—state appropriation for fiscal year 2019 and \$21,000 of the general fund—federal appropriation are provided solely to implement Second Substitute House Bill No. 1513 (youth voter registration information). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

(17) \$22,000 of the general fund—state appropriation for fiscal year 2019 and \$43,000 of the general fund—federal appropriation are provided solely to implement Engrossed Substitute Senate Bill No. 6037 (uniform parentage act). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

Sec. 1107. 2018 c 299 s 209 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL REHABILITATION PROGRAM

General Fund—State Appropriation (FY 2018)	\$13,890,000
General Fund—State Appropriation (FY 2019)	(\$14,443,000)
	<u>\$14,564,000</u>
General Fund—Federal Appropriation	\$109,730,000
Pension Funding Stabilization Account—State	

Appropriation	\$2,024,000
TOTAL	APPROPRIATION
	\$140,087,000
	<u>\$140,208,000</u>

The appropriations in this section are subject to the following conditions and limitations: The department of social and health services vocational rehabilitation program shall participate in the development of an implementation plan to build statewide capacity among school districts to improve transition planning for students in special education who meet criteria for services from the developmental disabilities administration, pursuant to ~~((section 501(57) of this act))~~ section 1401(58) of this act.

Sec. 1108. 2018 c 299 s 210 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—SPECIAL COMMITMENT PROGRAM

General Fund—State Appropriation (FY 2018)	\$46,202,000
General Fund—State Appropriation (FY 2019)	(\$47,157,000)
	<u>\$48,469,000</u>

Pension Funding Stabilization Account—State

Appropriation	\$4,858,000
TOTAL	APPROPRIATION
	\$98,217,000
	<u>\$99,529,000</u>

The appropriations in this section are subject to the following conditions and limitations: The special commitment center may use funds appropriated in this subsection to purchase goods and supplies through hospital group purchasing organizations when it is cost-effective to do so.

Sec. 1109. 2018 c 299 s 211 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund—State Appropriation (FY 2018)	\$33,712,000
General Fund—State Appropriation (FY 2019)	(\$29,364,000)
	<u>\$29,989,000</u>
General Fund—Federal Appropriation	(\$43,831,000)
	<u>\$44,070,000</u>

Pension Funding Stabilization Account—State

Appropriation	\$6,247,000
TOTAL	APPROPRIATION
	\$113,154,000

\$114,018,000

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 2018 and \$500,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a Washington state mentoring organization to continue its public-private partnerships to provide technical assistance and training to mentoring programs that serve at-risk youth.

(2) Within amounts appropriated in this section, the department shall provide to the department of health, where available, the following data for all nutrition assistance programs funded by the United States department of agriculture and administered by the department. The department must provide the report for the preceding federal fiscal year by February 1, 2018, and February 1, 2019. The report must provide:

- (a) The number of people in Washington who are eligible for the program;
- (b) The number of people in Washington who participated in the program;
- (c) The average annual participation rate in the program;
- (d) Participation rates by geographic distribution; and
- (e) The annual federal funding of the program in Washington.

(3) \$1,216,000 of the general fund—state appropriation for fiscal year 2019 and \$515,000 of the general fund—federal appropriation are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1661 (child, youth, families department). ~~((If the bill is not enacted by July 31, 2017, the amount provided in this subsection shall lapse.))~~

(4) \$81,000 of the general fund—state appropriation for fiscal year 2018, \$86,000 of the general fund—state appropriation for fiscal year 2019, and \$167,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the Washington federation of state employees for the language access providers under the provisions of chapter 41.56 RCW for the 2017-2019 fiscal biennium. Funding is contingent upon the enactment of Senate Bill No. 5969 (transparency in public employee collective bargaining). ~~((If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.))~~

Sec. 1110. 2018 c 299 s 212 (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 2018) \$82,245,000

General Fund—State Appropriation (FY 2019) ~~(\$42,783,000)~~

\$42,761,000

General Fund—Federal Appropriation..... ~~(\$57,081,000)~~

\$56,866,000

TOTAL APPROPRIATION

..... \$182,109,000

\$181,872,000

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

(1) \$39,000 of the general fund—state appropriation for fiscal year 2018 and \$11,000 of the general fund—federal appropriation are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1661 (child, youth, families department). ~~((If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.))~~

(2) \$12,000 of the general fund—state appropriation for fiscal year 2018, \$12,000 of the general fund—state appropriation for fiscal year 2019, and \$24,000 of the general fund—federal appropriation are provided solely for the implementation of chapter 268, Laws of 2017 (2SHB 1402) (incapacitated persons/rights).

(3) 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.

(4) \$157,000 of the general fund—state appropriation for fiscal year 2018, \$159,000 of the general fund—state appropriation for fiscal year 2019, and \$134,000 of the general fund—federal appropriation are provided solely for legal support, including formal proceedings and informal client advice, associated with adult protective service investigations.

Sec. 1111. 2018 c 299 s 213 (uncodified) is amended to read as follows:

FOR THE STATE HEALTH CARE AUTHORITY

During the 2017-2019 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.

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.

The health care authority shall not initiate any services that require expenditure of state general fund moneys unless expressly authorized in this act or other law. The health care authority may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the health care authority receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

The appropriations to the health care authority in this act shall be expended for the programs and in the amounts specified in this act. To the extent that appropriations in this section are insufficient to fund actual expenditures in excess of caseload forecasts and utilization assumptions, the authority, after May 1, ~~((2018))~~ 2019, may transfer general fund—state appropriations for fiscal year ~~((2018))~~ 2019 that are provided solely for a specified purpose. The authority may not transfer funds, and the director of the office of financial management shall not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds. The director of the office of financial management shall notify the appropriate fiscal committees of the senate and house of representatives in writing seven days prior to approving any allotment modifications or transfers under this subsection. The written notification must include a narrative explanation and justification of changes, along with expenditures and allotments by budget unit and appropriation, both before and after any allotment modifications and transfers.

(1) MEDICAL ASSISTANCE

General Fund—State Appropriation (FY 2018)	\$2,024,969,000
General Fund—State Appropriation (FY 2019)	(\$2,084,494,000)
	<u>\$2,153,027,000</u>
General Fund—Federal Appropriation	(\$11,823,330,000)
	<u>\$11,931,660,000</u>
General Fund—Private/Local Appropriation	(\$204,427,000)
	<u>\$242,408,000</u>
Emergency Medical Services and Trauma Care Systems Trust Account—State Appropriation	\$15,086,000
Hospital Safety Net Assessment Account—State Appropriation	(\$693,099,000)

	<u>\$713,117,000</u>
Medicaid Fraud Penalty Account—State Appropriation	(\$28,154,000)
	<u>\$22,800,000</u>
Medical Aid Account—State Appropriation	\$528,000
Dedicated Marijuana Account—State Appropriation (FY 2018)	\$17,616,000
Dedicated Marijuana Account—State Appropriation (FY 2019)	(\$18,405,000)
	<u>\$18,677,000</u>
Pension Funding Stabilization Account—State Appropriation	\$4,538,000
	TOTAL APPROPRIATION
	<u>\$16,914,646,000</u>
	<u>\$17,144,426,000</u>

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

(a) \$268,117,000 of the general fund—state appropriation for fiscal year 2018 and \$264,704,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the authority to implement a single, standard medicaid preferred drug list to be used by all contracted medicaid managed health care systems, on or before January 1, 2018. The preferred drug list shall be developed in consultation with all contracted managed health care systems and the state pharmacy and therapeutics committee or drug utilization review board and shall further the goals and objectives of the medicaid program. The list shall be designed to maximize federal rebates and supplemental rebates and ensure access to clinically effective and appropriate drug therapies under each class. Entities eligible for 340B drug pricing shall continue to operate under their current pricing agreement, unless otherwise required by federal laws or regulations. The authority may utilize external consultants with expertise in evidence-based drug class reviews, pharmacy benefit management, and purchasing to assist with the completion of this development and implementation. The authority shall require each managed care organization that has contracted with the authority to provide care to medicaid beneficiaries to use the established preferred drug list; and shall prohibit each managed care organization and any of its agents from negotiating or collecting rebates for any medications listed in the state's medicaid single preferred drug list whether preferred or nonpreferred. To assist in the implementation of the single preferred drug list, contracted medicaid managed health care systems shall provide the authority drug-specific financial information in a format and frequency determined by the authority to include the actual amounts paid to pharmacies for prescription drugs dispensed to covered individuals compared to the cost invoiced to the health plan and individual rebates collected for prescription drugs dispensed to medicaid members. Information disclosed to the authority by the manufacturer pursuant to this provision

shall only be used for the purposes of developing and implementing a single, standard state preferred drug list in accordance with this provision. The authority, medicaid managed care organizations, and all other parties shall maintain the confidentiality of drug-specific financial and other proprietary information and such information shall not be subject to the Washington public records act. The authority shall provide a report to the governor and appropriate committees of the legislature by November 15, 2018, and by November 15, 2019, including a comparison of the amount spent in the previous two fiscal years to expenditures under the new system by, at a minimum, fund source, total expenditure, drug class, and top twenty-five drugs. The data provided to the authority shall be aggregated in any report by the authority, the legislature, or the office of financial management so as not to disclose the proprietary or confidential drug-specific information, or the proprietary or confidential information that directly or indirectly identifies financial information linked to a single manufacturer. It is the intent of the legislature to revisit this policy in subsequent biennia to determine whether it is in the best interest of the state.

(b) \$113,356,000 of the general fund—state appropriation for fiscal year 2018 and \$140,578,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for managed care capitation payments.

(c) \$122,244,000 of the general fund—state appropriation for fiscal year 2018 and ~~(\$116,038,000)~~ \$96,640,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for ~~((the authority through the competitive procurement process, to contract with licensed dental health plans or managed health care plans on a prepaid or fixed sum risk basis to provide carved-out managed dental care services on a statewide basis that will result in greater efficiency and will facilitate better access and oral health outcomes for medicaid enrollees. Except in areas where only a single plan is available, the authority must contract with at least two plans. The authority shall include in the contracts: (i) Quarterly reporting requirements to include medicaid utilization and encounter data by current dental technology (CDT) code; (ii) a direction to increase the dental provider network; (iii) a commitment to retain innovative programs that improve access and care such as the access to baby and child dentistry program; (iv) a program to reduce emergency room use for dental purposes; (v) a requirement to ensure that dental care is being coordinated with the primary care provider of the patient to ensure integrated care; (vi) a provision that no less than eighty five percent of the contracting fee be used to directly offset the cost of providing direct patient care as opposed to administrative costs; and (vii) a provision to ensure the contracting fee shall be sufficient to compensate county health departments and federally qualified health centers for dental patient care. The plan(s) awarded this contract must absorb all start-up costs associated with moving the program from fee for service to managed care and shall commit to achieving an overall savings to the program based on 2016 fee for service experience. In order to comply with state insurance underwriting standards, the authority shall ensure that savings offered by dental plans are actuarially sound. Starting January 31, 2019, and every year~~

~~thereafter through December 2024, the authority shall submit an annual report to the governor and the appropriate committees of the legislature detailing how the contracted entities have met the requirements of the contract. The report shall include specific information to include utilization, how the contracted entities have increased their dental provider networks, how the emergency room use for dental purposes has been reduced, and how dental care has been integrated with patients' primary care providers. If after the end of five years the data reported does not demonstrate sufficient progress to address the stated contracted goals, the legislature will reevaluate whether carved out dental managed care needs to be replaced with a different delivery model. The authority is authorized to seek any necessary state plan amendments or federal waivers to implement this subsection. Additional dental program savings achieved by the plans beyond those assumed in the 2017-2019 omnibus appropriations act will be used to increase dental provider reimbursement rates. By October 30, 2018, the authority shall report to the governor and the appropriate committees of the legislature anticipated savings related to reduction in dental emergency department visits and utilization once managed care dental coverage begins))~~ fee-for-service dental services. The authority must provide these services through fee-for-service and may not proceed with either a carved-out or carved-in managed care dental option. Any contracts that have been procured or that are in the process of being procured shall not be entered into or implemented.

(d) \$1,505,087,000 of the general fund—state appropriation for fiscal year 2018 and \$1,538,030,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for medicaid services and the medicaid program. However, the authority shall not accept or expend any federal funds received under a medicaid transformation waiver under healthier Washington except as described in (e) and (f) of this subsection until specifically approved and appropriated by the legislature. To ensure compliance with legislative directive budget requirements and terms and conditions of the waiver, the authority shall implement the waiver and reporting requirements with oversight from the office of financial management. The legislature finds that appropriate management of the innovation waiver requires better analytic capability, transparency, consistency, timeliness, accuracy, and lack of redundancy with other established measures and that the patient must be considered first and foremost in the implementation and execution of the demonstration waiver. In order to effectuate these goals, the authority shall: (i) Require the Dr. Robert Bree collaborative and the health technology assessment program to reduce the administrative burden upon providers by only requiring performance measures that are nonduplicative of other nationally established measures. The joint select committee on health care oversight will evaluate the measures chosen by the collaborative and the health technology assessment program for effectiveness and appropriateness; (ii) develop a patient satisfaction survey with the goal to gather information about whether it was beneficial for the patient to use the center of excellence location in exchange for additional out-of-pocket savings; (iii) ensure patients and health care providers have significant input into the implementation of the demonstration waiver, in order to ensure improved patient health outcomes; and (iv) in

cooperation with the department of social and health services, consult with and provide notification of work on applications for federal waivers, including details on waiver duration, financial implications, and potential future impacts on the state budget, to the joint select committee on health care oversight prior to submitting waivers for federal approval. By federal standard, the medicaid transformation demonstration waiver shall not exceed the duration originally granted by the centers for medicare and medicaid services and any programs created or funded by this waiver do not create an entitlement. Beginning May 15, 2019, and continuing through December 15, 2019, by the 15th of each month, the director in consultation with the secretary shall report to the fiscal chair of the appropriate committees of the legislature in the manner and form requested the status of the medicaid transformation waiver, including any anticipated or proposed changes to accruals or expenditures.

(e) No more than \$486,683,000 of the general fund—federal appropriation and no more than \$129,103,000 of the general fund—local appropriation may be expended for transformation through accountable communities of health described in initiative 1 of the medicaid transformation demonstration waiver under healthier Washington, including preventing youth drug use, opioid prevention and treatment, and physical and behavioral health integration. Under this initiative, the authority shall take into account local input regarding community needs. In order to ensure transparency to the appropriate fiscal committees of the legislature, the authority shall provide fiscal staff of the legislature query ability into any database of the fiscal intermediary that authority staff would be authorized to access. The authority shall not increase general fund—state expenditures under this initiative. The director shall report to the joint select committee on health care oversight no less than quarterly, and include details for each accountable community of health, on the financial status and measurable health outcomes. The director shall also report to the fiscal committees of the legislature all of the expenditures under this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees. By December 15, 2019, the authority in collaboration with each accountable community of health shall demonstrate how it will be self-sustaining by the end of the demonstration waiver period, including sources of outside funding, and provide this reporting to the joint select committee on health care oversight. If by the third year of the demonstration waiver there are not measurable, improved patient outcomes and financial returns, the Washington state institute for public policy will conduct an audit of the accountable communities of health, in addition to the process set in place through the independent evaluation required by the agreement with centers for medicare and medicaid services. Prior to the 2018 legislative session, the human services, health care, and judiciary committees of the legislature will convene a joint work session to review models in the delivery system and the impacts on medical liability. The work sessions should include integrated delivery models with multiple health care providers and medical malpractice insurance carriers.

(f) No more than \$38,425,000 of the general fund—federal appropriation may be expended for supported

housing and employment services described in initiative 3a and 3b of the medicaid transformation demonstration waiver under healthier Washington. Under this initiative, the authority and the department of social and health services shall ensure that allowable and necessary services are provided to eligible clients as identified by the department or its third party administrator. The authority and the department in consultation with the medicaid forecast work group, shall ensure that reasonable reimbursements are established for services deemed necessary within an identified limit per individual. The authority shall not increase general fund—state expenditures under this initiative. The director shall report to the joint select committee on health care oversight no less than quarterly on financial and health outcomes. The director shall also report to the fiscal committees of the legislature all of the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(g) No later than November 1, 2018, and each year thereafter, the authority shall report to the governor and appropriate committees of the legislature: (i) Savings attributed to behavioral and physical integration in areas that are scheduled to integrate in the following calendar year, and (ii) savings attributed to behavioral and physical health integration and the level of savings achieved in areas that have integrated behavioral and physical health.

(h) Sufficient amounts are appropriated in this subsection to implement the medicaid expansion as defined in the social security act, section 1902(a)(10)(A)(i)(VIII).

(i) The legislature finds that medicaid payment rates, as calculated by the health care authority pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that the cost reports, payment data from the federal government, historical utilization, economic data, and clinical input constitute reliable data upon which to determine the payment rates.

(j) Based on quarterly expenditure reports and caseload forecasts, if the health care authority estimates that expenditures for the medical assistance program will exceed the appropriations, the health care authority shall take steps including but not limited to reduction of rates or elimination of optional services to reduce expenditures so that total program costs do not exceed the annual appropriation authority.

(k) In determining financial eligibility for medicaid-funded services, the health care authority is authorized to disregard recoveries by Holocaust survivors of insurance proceeds or other assets, as defined in RCW 48.104.030.

(l) The legislature affirms that it is in the state's interest for Harborview medical center to remain an economically viable component of the state's health care system.

(m) When a person is ineligible for medicaid solely by reason of residence in an institution for mental diseases, the health care authority shall provide the person with the same benefits as he or she would receive if eligible for medicaid, using state-only funds to the extent necessary.

(n) \$4,261,000 of the general fund—state appropriation for fiscal year 2018, \$4,261,000 of the general fund—state appropriation for fiscal year 2019, and \$8,522,000 of the general fund—federal appropriation are provided solely for low-income disproportionate share hospital payments.

(o) Within the amounts appropriated in this section, the health care authority shall provide disproportionate share hospital payments to hospitals that provide services to children in the children's health program who are not eligible for services under Title XIX or XXI of the federal social security act due to their citizenship status.

(p) \$6,000,000 of the general fund—federal appropriation is provided solely for supplemental payments to nursing homes operated by public hospital districts. The public hospital district shall be responsible for providing the required nonfederal match for the supplemental payment, and the payments shall not exceed the maximum allowable under federal rules. It is the legislature's intent that the payments shall be supplemental to and shall not in any way offset or reduce the payments calculated and provided in accordance with part E of chapter 74.46 RCW. It is the legislature's further intent that costs otherwise allowable for rate-setting and settlement against payments under chapter 74.46 RCW shall not be disallowed solely because such costs have been paid by revenues retained by the nursing home from these supplemental payments. The supplemental payments are subject to retrospective interim and final cost settlements based on the nursing homes' as-filed and final medicare cost reports. The timing of the interim and final cost settlements shall be at the health care authority's discretion. During either the interim cost settlement or the final cost settlement, the health care authority shall recoup from the public hospital districts the supplemental payments that exceed the medicaid cost limit and/or the medicare upper payment limit. The health care authority shall apply federal rules for identifying the eligible incurred medicaid costs and the medicare upper payment limit.

(q) The health care authority shall continue the inpatient hospital certified public expenditures program for the 2017-2019 fiscal biennium. The program shall apply to all public hospitals, including those owned or operated by the state, except those classified as critical access hospitals or state psychiatric institutions. The health care authority shall submit reports to the governor and legislature by November 1, 2017, and by November 1, 2018, that evaluate whether savings continue to exceed costs for this program. If the certified public expenditures (CPE) program in its current form is no longer cost-effective to maintain, the health care authority shall submit a report to the governor and legislature detailing cost-effective alternative uses of local, state, and federal resources as a replacement for this program. During fiscal year 2018 and fiscal year 2019, hospitals in the program shall be paid and shall retain one hundred percent of the federal portion of the allowable

hospital cost for each medicaid inpatient fee-for-service claim payable by medical assistance and one hundred percent of the federal portion of the maximum disproportionate share hospital payment allowable under federal regulations. Inpatient medicaid payments shall be established using an allowable methodology that approximates the cost of claims submitted by the hospitals. Payments made to each hospital in the program in each fiscal year of the biennium shall be compared to a baseline amount. The baseline amount will be determined by the total of (i) the inpatient claim payment amounts that would have been paid during the fiscal year had the hospital not been in the CPE program based on the reimbursement rates developed, implemented, and consistent with policies approved in the 2017-2019 biennial operating appropriations act and in effect on July 1, 2015, (ii) one-half of the indigent assistance disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005, and (iii) all of the other disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005 to the extent the same disproportionate share hospital programs exist in the 2017-2019 fiscal biennium. If payments during the fiscal year exceed the hospital's baseline amount, no additional payments will be made to the hospital except the federal portion of allowable disproportionate share hospital payments for which the hospital can certify allowable match. If payments during the fiscal year are less than the baseline amount, the hospital will be paid a state grant equal to the difference between payments during the fiscal year and the applicable baseline amount. Payment of the state grant shall be made in the applicable fiscal year and distributed in monthly payments. The grants will be recalculated and redistributed as the baseline is updated during the fiscal year. The grant payments are subject to an interim settlement within eleven months after the end of the fiscal year. A final settlement shall be performed. To the extent that either settlement determines that a hospital has received funds in excess of what it would have received as described in this subsection, the hospital must repay the excess amounts to the state when requested. \$359,000 of the general fund—state appropriation for fiscal year 2018 and ~~(\$361,000)~~ \$553,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for state grants for the participating hospitals.

(r) The health care authority shall seek public-private partnerships and federal funds that are or may become available to provide on-going support for outreach and education efforts under the federal children's health insurance program reauthorization act of 2009.

(s) The health care authority shall target funding for maternity support services towards pregnant women with factors that lead to higher rates of poor birth outcomes, including hypertension, a preterm or low birth weight birth in the most recent previous birth, a cognitive deficit or developmental disability, substance abuse, severe mental illness, unhealthy weight or failure to gain weight, tobacco use, or African American or Native American race. The health care authority shall prioritize evidence-based practices for delivery of maternity support services. To the extent practicable, the health care authority shall develop a

mechanism to increase federal funding for maternity support services by leveraging local public funding for those services.

(t) The authority shall submit reports to the governor and the legislature by September 15, 2018, and no later than September 15, 2019, that delineate the number of individuals in medicaid managed care, by carrier, age, gender, and eligibility category, receiving preventative services and vaccinations. The reports should include baseline and benchmark information from the previous two fiscal years and should be inclusive of, but not limited to, services recommended under the United States preventative services task force, advisory committee on immunization practices, early and periodic screening, diagnostic, and treatment (EPSDT) guidelines, and other relevant preventative and vaccination medicaid guidelines and requirements.

(u) Managed care contracts must incorporate accountability measures that monitor patient health and improved health outcomes, and shall include an expectation that each patient receive a wellness examination that documents the baseline health status and allows for monitoring of health improvements and outcome measures.

(v) Sufficient amounts are appropriated in this section for the authority to provide an adult dental benefit.

(w) The health care authority shall coordinate with the department of social and health services to provide referrals to the Washington health benefit exchange for clients that will be ineligible for medicaid.

(x) To facilitate a single point of entry across public and medical assistance programs, and to maximize the use of federal funding, the health care authority, the department of social and health services, and the health benefit exchange will coordinate efforts to expand HealthPlanfinder access to public assistance and medical eligibility staff. The health care authority shall complete medicaid applications in the HealthPlanfinder for households receiving or applying for medical assistance benefits.

(y) \$90,000 of the general fund—state appropriation for fiscal year 2018, \$90,000 of the general fund—state appropriation for fiscal year 2019, and \$180,000 of the general fund—federal appropriation are provided solely to continue operation by a nonprofit organization of a toll-free hotline that assists families to learn about and enroll in the apple health for kids program.

(z) The appropriations in this section reflect savings and efficiencies by transferring children receiving medical care provided through fee-for-service to medical care provided through managed care.

(aa) Within the amounts appropriated in this section, the authority shall reimburse for primary care services provided by naturopathic physicians.

(bb) Within the amounts appropriated in this section, the authority shall continue to provide coverage for pregnant teens that qualify under existing pregnancy medical programs, but whose eligibility for pregnancy related services would otherwise end due to the application of the new modified adjusted gross income eligibility standard.

(cc) Sufficient amounts are appropriated in this section to remove the mental health visit limit and to provide the shingles vaccine and screening, brief intervention, and referral to treatment benefits that are available in the medicaid alternative benefit plan in the classic medicaid benefit plan.

(dd) The authority shall use revenue appropriated from the dedicated marijuana fund for contracts with community health centers under RCW 69.50.540 in lieu of general fund—state payments to community health centers for services provided to medical assistance clients, and it is the intent of the legislature that this policy will be continued in subsequent fiscal biennia.

(ee) \$127,000 of the general fund—state appropriation for fiscal year 2018 and \$1,144,000 of the general fund—federal appropriation are provided solely to the ProviderOne provider overtime project and are subject to the conditions, limitations, and review provided in section 724 of this act.

(ff) \$175,000 of the general fund—state appropriation for fiscal year 2018 and \$825,000 of the general fund—federal appropriation are provided solely to the ProviderOne CORE operating rules project and are subject to the conditions, limitations, and review provided in section 724 of this act.

(gg) \$1,483,000 of the general fund—state appropriation for fiscal year 2018, \$1,594,000 of the general fund—state appropriation for fiscal year 2019, and \$1,509,000 of the general fund—federal appropriation are provided for a rate increase effective July 1, 2018, and for performance payments to reward successful beneficiary engagement in the health homes program for fee-for-service enrollees and these are the maximum amounts in each fiscal year the authority may expend for this purpose.

(hh) \$450,000 of the general fund—state appropriation for fiscal year 2018, \$450,000 of the general fund—state appropriation for fiscal year 2019, and \$1,058,000 of the general fund—federal appropriation are provided solely for the authority to hire ten nurse case managers to coordinate medically assisted treatment and movements to medical homes for those being treated for opioid use disorder. Nurses shall be located in areas and provider settings with the highest concentration of opioid use disorder patients.

(ii) Sufficient amounts are appropriated in this section for the authority to provide a collaborative care benefit beginning July 1, 2017.

(jj) The authority and the department of social and health services shall convene a work group consisting of representatives of skilled nursing facilities, adult family homes, assisted living facilities, managers of in-home long-term care, hospitals, and managed health care systems. The work group shall identify barriers that may prevent skilled nursing facilities from accepting and admitting clients from acute care hospitals in a timely and appropriate manner. The work group shall consider what additional resources are needed to allow for faster transfers of enrollees, including those with complex needs. By December 1, 2017, the

authority shall report the work group's findings to the governor and the appropriate committees of the legislature.

(kk) Within the amounts appropriated within this section, the authority shall implement the plan to show how improved access to home health nursing reduces potentially preventable readmissions, increases access to care, reduces hospital length of stay, and prevents overall hospital admissions for clients receiving private duty nursing, medically intensive care, or home health benefits as described in their report to the legislature dated December 15, 2016, entitled home health nursing. The authority shall report to the governor and appropriate committees of the legislature by December 31, 2017, information regarding the effect of the ten dollar rate increases for skilled nursing care delivered via private duty nursing or home health nursing, and how the rate changes impacted the utilization and cost of emergency room visits, reduced the length of stay for initial hospital admissions, and reduced utilization and costs of preventable hospital readmissions. The report will quantify potential cost saving opportunities that may exist through improved access to private duty and home health nursing statewide.

(ll) Within the amounts appropriated within this section, beginning July 1, 2017, the authority must increase facility fees to birth centers to the amount listed on page two of their report to the legislature dated October 15, 2016, entitled reimbursement for births performed at birth centers. This increased rate is applicable in both a fee for service setting and is the minimum allowable rate in a managed care setting. The authority shall report to the governor and appropriate committees of the legislature by October 15, 2018, updated information regarding access to care, improvements to the Cesarean section rate, and savings outcomes for utilizing birth centers as an alternative to hospitals.

(mm) Beginning no later than January 1, 2018, for any service eligible under the medicaid state plan for encounter payments, managed care organizations at the request of a rural health clinic shall pay the full published encounter rate directly to the clinic. At no time will a managed care organization be at risk for or have any right to the supplemental portion of the claim. Payments will be reconciled on at least an annual basis between the managed care organization and the authority, with final review and approval by the authority. By September 31, 2017, the authority shall report to the legislature on its progress implementing this subsection.

(nn) Within the amounts appropriated in this section, and in consultation with appropriate parties, including the rural health clinic association of Washington and the centers for medicare and medicaid services, by December 1, 2017, the authority shall submit a report to the governor and appropriate committees of the legislature evaluating legislative and administrative options to reduce or eliminate any amounts owed by rural health clinics under the payment reconciliation process established in the medicaid state plan.

(oo) \$500,000 of the general fund—state appropriation for fiscal year 2019 and \$500,000 of the general fund—federal appropriation are provided solely for

the authority to implement the oral health connections pilot project in Spokane, Thurston, and Cowlitz counties. The authority shall work in collaboration with Washington dental service foundation to jointly develop and implement the program. The purpose of the three-year pilot is to test the effect that enhanced dental benefits for adult medicaid clients with diabetes and pregnant women have on access to dental care, health outcomes, and medical care costs. The authority must model the pilot on the access to baby and child dentistry program. The pilot program must include enhanced reimbursement rates for participating dental providers, including denturists licensed under chapter 18.30 RCW, and an increase in the allowable number of periodontal treatments to up to four per calendar year. Diabetic or pregnant adult medicaid clients who are receiving dental care within the pilot region(s), regardless of location of the service within the pilot region(s), are eligible for the increased number of periodontal treatments. The Washington dental service foundation shall partner with the authority and provide wraparound services to link patients to care. The authority and Washington dental service foundation shall jointly develop the program. The authority and foundation shall provide a joint progress report to the appropriate committees of the legislature on December 1, 2017, and December 1, 2018.

(pp) Sufficient amounts are appropriated in this section to increase the daily rate by \$155.20 for skilled nursing performed by licensed practical nurses and registered nurses who serve medically intensive children's program clients who reside in a group home setting.

(qq) During the 2017-2019 fiscal biennium, the authority must revise its agreements and contracts with vendors to include a provision to require that each vendor agrees to equality among its workers by ensuring similarly employed individuals are compensated as equals as follows:

(i) Employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed;

(ii) Vendors may allow differentials in compensation for its workers based in good faith on any of the following:

(A) A seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels.

(B) A bona fide job-related factor or factors may include, but not be limited to, education, training, or experience, that is: Consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential.

(C) A bona fide regional difference in compensation level must be: Consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential.

(iii) The provision must allow for the termination of the contract if the authority or department of enterprise services determines that the vendor is not in compliance with this agreement or contract term.

(iv) The authority must implement this provision with any new contract and at the time of renewal of any existing contract.

(rr) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a pilot program for treatment of inmates at the Snohomish county jail who are undergoing detoxification from heroin and other opioids and for connecting those individuals with treatment providers in the community upon their release.

(ss) \$6,487,000 of the general fund—state appropriation for fiscal year 2018 and ~~(\$1,340,000)~~ \$28,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the physical health care costs of medicaid clients receiving services in facilities classified as institutions for mental diseases for longer than 15 days in a calendar month. The authority must apply for a waiver from the center for medicare and medicaid services to allow for the full cost of stays in institutions for mental diseases to be included in managed care rates beginning on July 1, 2018. The authority must submit a report on the status of the waiver to the office of financial management and the appropriate committees of the legislature by December 1, 2017.

(tt) The authority shall evaluate adding a tele-psychiatry consultation benefit for medicaid covered individuals. The authority shall submit a report with the cost associated with adding such a benefit to the governor and appropriate committees of the legislature by October 1, 2017.

(uu) \$33,000 of the general fund—state appropriation for fiscal year 2018, and \$42,000 of the general fund—federal appropriation are provided solely for the bleeding disorder collaborative for care.

(vv) \$304,000 of the general fund—state appropriation for fiscal year 2018, \$304,000 of the general fund—state appropriation for fiscal year 2019, and \$608,000 of the general fund—federal appropriation are provided solely for the authority to contract with the University of Washington tele-pain pain management program and pain management call center to advance primary care provider knowledge of complex pain management issues, including opioid addiction.

(ww) \$165,000 of the general fund—state appropriation for fiscal year 2018, \$329,000 of the general fund—state appropriation for fiscal year 2019, and \$604,000 of the general fund—federal appropriation are provided solely for implementation of chapter 202, Laws of 2017 (Engrossed Second Substitute House Bill No. 1713) (children's mental health).

(xx) \$1,813,000 of the general fund—state appropriation for fiscal year 2018, \$3,764,000 of the general

fund—state appropriation for fiscal year 2019, and \$12,930,000 of the general fund—federal appropriation are provided solely for implementation of chapter 110, Laws of 2017 (Second Substitute House Bill No. 1338) (state health insurance pool).

(yy) \$68,000 of the general fund—state appropriation for fiscal year 2018, \$1,118,000 of the general fund—state appropriation for fiscal year 2019, and \$943,000 of the general fund—federal appropriation are provided solely for implementation of chapter 198, Laws of 2017 (Substitute House Bill No. 1520) (hospital payment methodology).

(zz) Sufficient amounts are appropriated in this section for the implementation of chapter 273, Laws of 2017 (Engrossed Second Substitute House Bill No. 1358) (community asst. referral programs).

(aaa) \$69,000 of the general fund—state appropriation for fiscal year 2018, \$560,000 of the general fund—state appropriation for fiscal year 2019, and \$308,000 of the general fund—federal appropriation are provided solely for the authority to implement, operate, and maintain a provider credentialing system and are subject to the conditions, limitations, and review provided in section 724 of this act. The authority, in collaboration with the department of health, department of corrections, department of social and health services, the public employees' benefits board, and the department of labor and industries, shall work to ensure that a single platform provider credentialing system is implemented. The authority, departments, and board shall ensure that appropriate cost offsets and cost avoidance are assumed for reduced staff time required for provider credentialing activity and reductions in improper billing activity when implementing provider credentialing systems. The authority must enter into agreements with the department of labor and industries and the public employees' benefits board to pay their share of the costs of implementing and operating a new provider credentialing system. The authority shall submit a report to the office of financial management and appropriate committees of the legislature outlining projected cost savings and cost avoidance no later than December 1, 2018.

(bbb) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$400,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department and the health care authority to enter into an interagency agreement to contract with Washington autism alliance and advocacy (WAAA) to educate and assist persons seeking the authority's services to address a suspected or diagnosed autism spectrum disorder or developmental disability related to autism spectrum disorder. The department or the authority may refer such individuals to WAAA to support them in navigating the health care system. The authority, in collaboration with the department and the WAAA, shall submit a report to the governor and the appropriate committees of the legislature by December 15, 2018, and December 15, 2019, detailing how many persons were referred to, how many persons received services from, and what services were provided by the WAAA. The reports shall also include what health care services the WAAA was able to connect the referred persons

to, the length of time these connections took, the type of health coverage the person referred had at the time of referral and whether alternate coverage was obtained.

(ccc) \$20,000 of the general fund—state appropriation for fiscal year 2019 and \$20,000 of the general fund—federal appropriation are provided solely for the authority, in partnership with the department of social and health services and the department of health, to assist a collaborative public-private entity with implementation of recommendations in the state plan to address alzheimer's disease and other dementias.

(ddd) \$5,825,000 of the general fund—state appropriation for fiscal year 2019 and \$8,019,000 of the general fund—federal appropriation are provided solely for an increase in primary care provider rates for pediatric care services that are currently reimbursed solely at the existing medical assistance rates that are applicable for the child's medical assistance eligibility group. These amounts are the maximum that the authority may spend for this purpose. The authority must pursue a state plan amendment to increase pediatric primary care provider and pediatric vaccine rates through state directed payments through a permissible payment model. The codes considered for these increases should follow those that were used under the temporary increase provided in calendar years 2013 and 2014 as outlined in section 1202 of the affordable care act. Both physician and nonphysician practitioners are eligible for these increases and are not required to attest. Increases are based upon eligible codes. The authority must provide a report to the governor and appropriate committees of the legislature by November 1, 2019, detailing how the amounts provided in this subsection were used, what percentage increase was provided for pediatric primary care provider evaluation and management rates, what percentage increase was provided for pediatric vaccine rates, how utilization has changed within each category, and how these rate increases have impacted access to care.

(eee) \$50,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the authority to conduct a study to identify strategies for enhancing access to primary care for medical assistance clients. The authority may collaborate with other stakeholders as appropriate. The authority shall provide a report with recommendations to the appropriate committees of the legislature by December 1, 2018. The study shall, to the extent possible:

(i) Review the effect of the temporary rate increase provided as part of the patient protection and affordable care act on:

(A) The number of providers serving medical assistance clients;

(B) The number of medical assistance clients receiving services; and

(C) Utilization of primary care services.

(ii) Identify client barriers to accessing primary care services;

(iii) Identify provider barriers to accepting medical assistance clients;

(iv) Identify strategies for incentivizing providers to accept more medical assistance clients;

(v) Prioritize areas for investment that are likely to have the most impact on increasing access to care; and

(vi) Strategically review the current medicaid rates and identify specific areas and amounts that may promote access to care.

(fff) \$1,400,000 of the general fund—state appropriation for fiscal year 2019 and \$3,900,000 of the general fund—federal appropriation are provided solely to increase the rates paid to rural hospitals that meet the criteria in ~~((hhh))~~ (fff)(i) through (iv) of this subsection. Payments for state and federal medical assistance programs for services provided by such a hospital, regardless of the beneficiary's managed care enrollment status, must be increased to one hundred fifty percent of the hospital's fee-for-service rates. The authority must discontinue this rate increase after June 30, 2019, and return to the payment levels and methodology for these hospitals that were in place as of January 1, 2018. Hospitals participating in the certified public expenditures program may not receive increased reimbursement for inpatient services. Hospitals qualifying for this rate increase must:

(i) Be certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2013;

(ii) Have had less than one hundred fifty acute care licensed beds in fiscal year 2011;

(iii) Have a level III adult trauma service designation from the department of health as of January 1, 2014; and

(iv) Be owned and operated by the state or a political subdivision.

(ggg) \$40,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to create a work group at the Robert Bree collaborative to identify best practices for mental health services regarding patient mental health treatment and patient management. The work group shall identify best practices on patient confidentiality, discharging patients, treating patients with homicide ideation and suicide ideation, recordkeeping to decrease variation in practice patterns in these areas, and other areas as defined by the work group. The work group shall be composed of clinical and administrative experts including psychologists, psychiatrists, advanced practice psychiatric nurses, social workers, marriage and family therapists, certified counselors, and mental health counselors.

(hhh) \$1,006,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute Senate Bill No. 5683 (Pacific Islander health care). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(iii) \$50,000 of the general fund—state appropriation for fiscal year 2019 and \$50,000 of the general fund—federal appropriation are provided solely for

implementation of Engrossed Second Substitute House Bill No. 2779 (children's mental health services). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

(jjj) \$31,000 of the general fund—state appropriation for fiscal year 2018 and \$44,000 of the general fund—federal appropriation are provided solely for implementation of chapter 303, Laws of 2017 (public records administration).

~~(kkk) ((\$358,000 of the general fund state appropriation and \$1,123,000 of the general fund federal appropriation for fiscal year 2019 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5179 (hearing instrument coverage). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~ Sufficient funds are provided for the implementation of adult hearing instrument coverage.

(lll) \$335,000 of the general fund—state appropriation for fiscal year 2019 and \$50,000 general fund—federal appropriation are provided solely for implementation of Substitute Senate Bill No. 6452 (child mental health consult). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

(mmm)(i) \$200,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the authority to assist the governor by convening and providing administrative, analytical, and communication support to the governor's Indian health council, including procuring technical assistance from the American Indian health commission for Washington state, to:

(A) Address current or proposed policies or actions that have tribal implications and are not able to be resolved or addressed at the agency level;

(B) Facilitate training for state agency leadership, staff, and legislators on the Indian health system and tribal sovereignty; and

(C) Provide oversight of contracting and performance of service coordination organizations or service contracting entities as defined in RCW 70.320.010 in order to address their impacts on services to American Indians and Alaska Natives and relationships with Indian health care providers.

(ii) The council shall include:

(A) One tribal liaison from each of the authorities; the department of children, youth, and families; the department of commerce; the department of corrections; the department of health; the department of social and health services; the office of the insurance commissioner; the office of the superintendent of public instruction; and the Washington health benefit exchange;

(B) One individual from each tribe in Washington state, designated by the tribal legislative body, who is either the tribe's American Indian health commission for Washington state delegate or an individual specifically designated for this role, or his or her designee;

(C) The chief executive officer of the Indian health service Portland area office and each service unit in Washington state or his or her designee;

(D) The chief executive officer of each urban Indian health program in Washington state or his or her designee who may be the urban Indian health program's American Indian health commission for Washington state delegate;

(E) The executive director of the American Indian health commission for Washington state or his or her designee;

(F) The executive director of the northwest Portland area Indian health board or his or her designee;

(G) One member from each of the two largest caucuses of the house of representatives, appointed by the speaker of the house of representatives, or his or her designee;

(H) One member from each of the two largest caucuses of the senate, appointed by the president of the senate, or his or her designee; and

(I) Two individuals representing the governor's office.

(iii) The council will meet at least three times per year when the legislature is not in session, with one meeting to be hosted by the authority and the other two meetings to be hosted by tribes or, if no tribe is able to host, then by a member state agency. The members representing the tribes, the Indian health service Portland area office and service units, the urban Indian health programs, the American Indian health commission for Washington state, and the northwest Portland area Indian health board shall be paid per diem and travel expenses in accordance with RCW 43.03.050 and 43.03.060.

(iv) By December 1, 2018, the council, with assistance from the authority, will submit a report to the governor and the appropriate legislative committees with recommendations to raise the health status of American Indians and Alaska Natives throughout Washington state to at least the levels set forth in the goals contained within the federal health people 2020 initiative or successor objectives, including draft legislation and fiscal budgets for:

(A) Increasing savings to the state general fund resulting from the one hundred percent federal medical assistance percentage applicable to services received through an Indian health service facility, whether operated by the Indian health service or by an Indian tribe or tribal organization pursuant to 42 U.S.C. Sec. 1396d; realized by the state for services which are received through an Indian health service facility whether operated by the Indian health service or by an Indian tribe or tribal organization pursuant to 42 U.S.C. Sec. 1396(b);

(B) Appropriating such increased savings for an Indian health improvement reinvestment account to be expended solely for improving health outcomes and access to quality and culturally appropriate health care for American Indians and Alaska Natives;

(C) Developing model performance measures and risk adjustment methodologies for medicaid managed care value-based purchasing that account for the Indian health delivery system;

(D) Improving population health through tribally determined practices and resources such as the American Indian health commission for Washington state's "pulling together for wellness" framework;

(E) Developing written and technical assistance to support the incorporation of cultural awareness and of strategies to address historical trauma and intergenerational trauma in treatment planning for services covered by medicaid and other services provided by the state;

(F) Expanding tribal representation on state agency boards, committees (including the emergency management council), and nongovernmental entities to whom the state delegates activities or tasks that directly impact the Indian health delivery system; and

(G) Other strategies to improve population health and increase access to quality health care for American Indians and Alaska Natives.

(nnn) \$139,000 of the general fund—state appropriation for fiscal year 2019 and \$139,000 of the general fund—federal appropriation ((for fiscal year 2019)) are provided solely for implementation of Substitute Senate Bill No. 6549 (ABCD dental). ((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))

(ooo) \$500,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a community hospital located in Toppenish to convert fifteen existing acute care beds to long-term psychiatric beds.

(2) PUBLIC EMPLOYEES' BENEFITS BOARD AND EMPLOYEE BENEFITS PROGRAMS

State Health Care Authority Administration Account—
State Appropriation..... \$34,481,000

The appropriation in this subsection is subject to the following conditions and limitations:

(a) The authority and the public employees' benefits board shall consult with the Washington state institute for public policy on the cost-effectiveness of the wellness plan and any changes to the plan that can be made to increase the health care efficiency of the wellness plan. The authority shall report its findings to the governor and the appropriate committees of the legislature by October 15, 2018.

(b) The authority and the public employees' benefits board shall ensure that procurement for employee health benefits during the 2019-2021 fiscal biennium is consistent with the funding limitations provided in part 9 of this act.

(c) \$236,000 of the state health care authority administration account—state appropriation for fiscal year 2018 and \$236,000 of the state health care authority administration account—state appropriation for fiscal year 2019 are provided solely to the affordable care act employer shared responsibility project and are subject to the

conditions, limitations, and review provided in section 724 of this act.

(d) All savings resulting from reduced claim costs or other factors identified after December 31, 2016, must be reserved for funding employee health benefits in the 2019-2021 fiscal biennium. Any changes to benefits, including covered prescription drugs, must be approved by the public employees' benefits board. Upon procuring benefits for calendar years 2018 and 2019, the public employees' benefits board shall: (1) Not consider any changes to benefits, including prescription drugs, without considering comprehensive analysis of the cost of those changes; and (2) not adopt a package of benefits and premiums that results in a projected unrestricted reserve funding level lower than was projected under the assumptions made prior to procurement. For this purpose, assumptions means projections about the levels of future claims, costs, enrollment and other factors, prior to any changes in benefits. The certificates of coverage agreed to by the health care authority for calendar years 2018 and 2019 must ensure that no increases in coverage of prescription drugs, services, or other benefits may occur prior to approval by the public employees' benefits board at the time of procurement of benefits for the ensuing calendar year. The public employees' benefits board may, within the funds provided, adopt a virtual diabetes prevention program and adjust the waiting period for dental crown replacement in the Uniform dental program to align with the dental managed care plans.

(e) Within the amounts appropriated within this section, the authority, in consultation with one Washington within the office of financial management, the office of the chief information officer, and other state agencies with statewide payroll or benefit systems, shall prepare a report describing options for the replacement of the Pay 1 information technology system. The report shall evaluate the potential costs, benefits, and feasibility of integrating the functions currently performed by Pay 1 into an existing or new statewide system, as well for a stand-alone system. The report shall also update the business and system requirements documents previously developed for a Pay 1 replacement system. This report shall be provided to the governor and appropriate committees of the legislature by September 30, 2018.

(f) The public employees' benefits board, in collaboration with the authority, shall work to ensure that a single platform provider credentialing system is implemented. The authority and the board shall ensure that appropriate cost offsets and cost avoidance are assumed for reduced staff time required for provider credentialing activity and reductions in improper billing activity when implementing provider credentialing systems. The board must enter into an agreement with the authority to pay its share of the costs of implementing and operating a new provider credentialing system.

(3) SCHOOL EMPLOYEES' BENEFITS BOARD

School Employees' Insurance Administrative
Account—State Appropriation.....\$28,730,000

The appropriation in this subsection is subject to the following conditions and limitations: \$28,730,000 of the school employees' insurance administrative account—state appropriation is provided solely for implementation of the school employees' benefits board until the new board commences provision of benefits on January 1, 2020. It is the intent of the legislature that the state health care authority administration account be reimbursed for the appropriation to this account made in part VII of this act, with interest.

(4) HEALTH BENEFIT EXCHANGE

General Fund—State Appropriation (FY 2018)..	\$5,184,000
General Fund—State Appropriation (FY 2019)..	\$5,651,000
General Fund—Federal Appropriation	(\$53,892,000)
	<u>\$52,070,000</u>
Health Benefit Exchange Account—State Appropriation	(\$59,385,000)
	<u>\$61,207,000</u>
TOTAL APPROPRIATION	\$124,112,000

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

(a) The receipt and use of medicaid funds provided to the health 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.

(b)(i) By July 15th and January 15th of each year, the authority shall make a payment of one-half the general fund—state appropriation and one-half the health benefit exchange account—state appropriation to the exchange.

(ii) For the 2017-2019 biennium, for the purpose of annually calculating issuer assessments, exchange operational costs may include up to three months of additional operating costs.

(iii) The exchange shall monitor actual to projected revenues and make necessary adjustments in expenditures or carrier assessments to ensure expenditures do not exceed actual revenues.

(iv) Payments made from general fund—state appropriation and health benefit exchange account—state appropriation shall be available for expenditure for no longer than the period of the appropriation from which it was made. When the actual cost of materials and services have been fully determined, and in no event later than the lapsing of the appropriation, any unexpended balance of the payment shall be returned to the authority for credit to the fund or account from which it was made, and under no condition shall expenditures exceed actual revenue.

(c) \$271,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2595 (automatic voter registration). ~~((If the bill is not~~

~~enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(d) \$196,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute Senate Bill No. 5683 (Pacific Islander health care). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(5) COMMUNITY BEHAVIORAL HEALTH PROGRAM

General Fund—State Appropriation (FY 2019)	(\$542,049,000)
	<u>\$496,723,000</u>
General Fund—Federal Appropriation.....	(\$919,359,000)
	<u>\$879,650,000</u>
General Fund—Private/Local Appropriation	\$18,261,000
Criminal Justice Treatment Account—State Appropriation	\$6,490,000
Problem Gambling Account—State Appropriation	\$728,000
Dedicated Marijuana Account—State	
Appropriation (FY 2019).....	\$28,486,000
Pension Funding Stabilization Account—State	
Appropriation	\$857,000
TOTAL APPROPRIATION	<u>\$1,516,230,000</u>
	<u>\$1,431,195,000</u>

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

(a) For the purposes of this subsection, amounts provided for behavioral health organizations shall also be available for the health care authority to contract with entities that assume the responsibilities of behavioral health organizations in regions in which the health care authority is purchasing medical and behavioral health services through fully integrated contracts pursuant to RCW 71.24.380.

(b) \$6,590,000 of the general fund—state appropriation for fiscal year 2019 and \$3,810,000 of the general fund—federal appropriation are provided solely for the authority and behavioral health organizations to continue to contract for implementation of high-intensity programs for assertive community treatment (PACT) teams. In determining the proportion of medicaid and nonmedicaid funding provided to behavioral health organizations with PACT teams, the authority shall consider the differences between behavioral health organizations in the percentages of services and other costs associated with the teams that are not reimbursable under medicaid. The authority may allow behavioral health organizations which have nonmedicaid reimbursable costs that are higher than the nonmedicaid allocation they receive under this section to supplement these funds with local dollars or funds received under (f) of this subsection. The authority and behavioral health organizations shall maintain consistency with all essential

elements of the PACT evidence-based practice model in programs funded under this section.

(c) From the general fund—state appropriations in this subsection, the authority shall assure that behavioral health organizations reimburse the department of social and health services aging and long term support administration for the general fund—state cost of medicaid personal care services that enrolled behavioral health organization consumers use because of their psychiatric disability.

(d) \$1,760,000 of the general fund—federal appropriation is provided solely for the authority to maintain a pilot project to put peer bridging staff into each behavioral health organization as part of the state psychiatric liaison teams to promote continuity of service as individuals return to their communities.

(e) \$6,858,000 of the general fund—state appropriation for fiscal year 2019 and \$4,023,000 of the general fund—federal appropriation are provided solely for new crisis triage or stabilization centers. The authority must seek proposals from behavioral health organizations for the use of these funds based on regional priorities. Services in these facilities may include crisis stabilization and intervention, individual counseling, peer support, medication management, education, and referral assistance. The authority shall monitor each center's effectiveness at lowering the rate of state psychiatric hospital admissions.

(f) \$81,930,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for persons and services not covered by the medicaid program. To the extent possible, levels of behavioral health organization spending must be maintained in the following priority order: Crisis and commitment services; community inpatient services; and residential care services, including personal care and emergency housing assistance. These amounts must be distributed to behavioral health organizations proportionate to the fiscal year 2017 allocation of flexible nonmedicaid funds. The authority must include the following language in medicaid contracts with behavioral health organizations unless they are provided formal notification from the center for medicaid and medicare services that the language will result in the loss of federal medicaid participation: "The contractor may voluntarily provide services that are in addition to those covered under the state plan, although the cost of these services cannot be included when determining payment rates unless including these costs are specifically allowed under federal law or an approved waiver."

(g) The authority is authorized to continue to contract directly, rather than through contracts with behavioral health organizations for children's long-term inpatient facility services.

(h) \$1,125,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the Spokane county behavioral health organization to implement services to reduce utilization and the census at eastern state hospital. Such services shall include:

(i) High intensity treatment team for persons who are high utilizers of psychiatric inpatient services, including those with co-occurring disorders and other special needs;

(ii) Crisis outreach and diversion services to stabilize in the community individuals in crisis who are at risk of requiring inpatient care or jail services;

(iii) Mental health services provided in nursing facilities to individuals with dementia, and consultation to facility staff treating those individuals; and

(iv) Services at the sixteen-bed evaluation and treatment facility.

At least annually, the Spokane county behavioral health organization shall assess the effectiveness of these services in reducing utilization at eastern state hospital, identify services that are not optimally effective, and modify those services to improve their effectiveness.

(i) \$1,204,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to reimburse Pierce and Spokane counties for the cost of conducting one hundred eighty-day commitment hearings at the state psychiatric hospitals.

(j) Behavioral health organizations may use local funds to earn additional federal medicaid match, provided the locally matched rate does not exceed the upper-bound of their federally allowable rate range, and provided that the enhanced funding is used only to provide medicaid state plan or waiver services to medicaid clients. Additionally, behavioral health organizations may use a portion of the state funds allocated in accordance with (f) of this subsection to earn additional medicaid match, but only to the extent that the application of such funds to medicaid services does not diminish the level of crisis and commitment, community inpatient, residential care, and outpatient services presently available to persons not eligible for medicaid.

(k) \$2,291,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for mental health services for mentally ill offenders while confined in a county or city jail and for facilitating access to programs that offer mental health services upon release from confinement. The authority must collect information from the behavioral health organizations on their plan for using these funds, the numbers of individuals served, and the types of services provided and submit a report to the office of financial management and the appropriate fiscal committees of the legislature by December 1st of each year of the biennium.

(l) Within the amounts appropriated in this section, funding is provided for the authority to develop and phase in intensive mental health services for high needs youth consistent with the settlement agreement in *T.R. v. Dreyfus and Porter*.

(m) The authority must establish minimum and maximum funding levels for all reserves allowed under behavioral health organization contracts and insert contract language that clearly states the requirements and limitations. The authority must monitor and ensure that behavioral health organization reserves do not exceed maximum levels. The

authority must monitor behavioral health organization revenue and expenditure reports and must require a behavioral health organization to submit a corrective action plan on how it will spend its excess reserves within a reasonable period of time, when its reported reserves exceed maximum levels established under the contract. The authority must review and approve such plans and monitor to ensure compliance. If the authority determines that a behavioral health organization has failed to provide an adequate excess reserve corrective action plan or is not complying with an approved plan, the authority must reduce payments to the behavioral health organization in accordance with remedial actions provisions included in the contract. These reductions in payments must continue until the authority determines that the behavioral health organization has come into substantial compliance with an approved excess reserve corrective action plan.

(n) \$3,079,000 of the general fund—state appropriation for fiscal year 2019 and \$2,892,000 of the general fund—federal appropriation are provided solely for the authority to increase rates for community hospitals that provide a minimum of two hundred medicaid psychiatric inpatient days. The authority must increase both medicaid and nonmedicaid psychiatric per-diem reimbursement rates for these providers within these amounts. The amounts in this subsection include funding for additional hold harmless payments resulting from the rate increase. The authority shall prioritize increases for hospitals not currently paid based on provider specific costs using a similar methodology used to set rates for existing inpatient facilities and the latest available cost report information. Rate increases for providers must be set so as not to exceed the amounts provided within this subsection. The rate increase related to nonmedicaid clients must be done to maintain the provider at the same percentage as currently required under WAC 182-550-4800.

(o) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the authority to collaborate with tribal governments and develop a plan for establishing an evaluation and treatment facility that will specialize in providing care specifically to the American Indian and Alaska Native population. The plan must include options for maximizing federal participation and ensure that utilization will be based on medical necessity and identify a specific geographic location where a tribal evaluation and treatment facility will be built.

(p) \$7,103,000 of the general fund—state appropriation for fiscal year 2019 and \$8,052,000 of the general fund—federal appropriation are provided solely for the authority to contract with community hospitals or freestanding evaluation and treatment centers to provide up to forty-eight long-term inpatient care beds as defined in RCW 71.24.025. The authority must seek proposals and contract directly for these services rather than contracting through behavioral health organizations. The authority must not use any of the amounts provided under this subsection for contracts with facilities that are subject to federal funding restrictions that apply to institutions of mental diseases, unless they have received a waiver that allows for full federal participation in these facilities.

(q) \$1,133,000 of the general fund—state appropriation for fiscal year 2019 and \$1,297,000 of the general fund—federal appropriation are provided solely to increase the number of psychiatric residential treatment beds for individuals transitioning from psychiatric inpatient settings. The authority must seek proposals from behavioral health organizations for the use of these amounts and coordinate with the department of social and health services in awarding these funds. The authority must not allow for any of the amounts provided under this subsection to be used for services in facilities that are subject to federal funding restrictions that apply to institutions of mental diseases, unless they have received a waiver that allows for full federal participation in these facilities.

(r) \$6,744,000 of the general fund—state appropriation for fiscal year 2019 and \$14,516,000 of the general fund—federal appropriation are provided solely for the authority to increase medicaid capitation payments for behavioral health organizations. The authority must work with the actuaries responsible for certifying behavioral health capitation rates to adjust average salary assumptions in order to implement this increase. In developing further updates for medicaid managed care rates for behavioral health services, the authority must require the contracted actuaries to: (i) Review and consider comparison of salaries paid by government agencies and hospitals that compete with community providers for behavioral health workers in developing salary assumptions; and (ii) review data to see whether a specific travel assumption for high congestion areas is warranted. The authority must include and make available all applicable documents and analysis to legislative staff from the fiscal committees throughout the process. The authority must require the actuaries to develop and submit rate ranges for each behavioral health organization prior to certification of specific rates.

(s) The number of beds allocated for use by behavioral health organizations at eastern state hospital shall be one hundred ninety two per day. The number of nonforensic beds allocated for use by behavioral health organizations at western state hospital shall be five hundred fifty-seven per day. In fiscal year 2019, the authority must reduce the number of beds allocated for use by behavioral health organizations at western state hospital by thirty beds to allow for the repurposing of a civil ward at western state hospital to provide forensic services. The contracted beds provided under (p) of this subsection shall be allocated to the behavioral health organizations in lieu of beds at the state hospitals and be incorporated in their allocation of state hospital patient days of care for the purposes of calculating reimbursements pursuant to RCW 71.24.310. It is the intent of the legislature to continue the policy of expanding community based alternatives for long term civil commitment services that allow for state hospital beds to be prioritized for forensic patients.

(t) \$11,405,000 of the general fund—state appropriation for fiscal year 2019 and \$8,840,000 of the general fund—federal appropriation are provided solely to maintain enhancements of community mental health services. The authority must contract these funds for the operation of community programs in which the authority

determines there is a need for capacity that allows individuals to be diverted or transitioned from the state hospitals including but not limited to: (i) Community hospital or free standing evaluation and treatment services providing short-term detention and commitment services under the involuntary treatment act to be located in the geographic areas of the King behavioral health organization, the Spokane behavioral health organization outside of Spokane county, and the Thurston Mason behavioral health organization; (ii) one new full program of an assertive community treatment team in the King behavioral health organization and two new half programs of assertive community treatment teams in the Spokane behavioral health organization and the Pierce behavioral health organization; and (iii) three new recovery support services programs in the Great Rivers behavioral health organization, the greater Columbia behavioral health organization, and the north sound behavioral health organization. In contracting for community evaluation and treatment services, the authority may not use these resources in facilities that meet the criteria to be classified under federal law as institutions for mental diseases. If the authority is unable to come to a contract agreement with a designated behavioral health organization for any of the services identified above, it may consider contracting for that service in another region that has the need for such service.

(u) \$1,296,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for clubhouse programs. The authority shall ensure that \$400,000 is used for the biennium for support of the Spokane clubhouse program and the remaining funds must be used for support of new clubhouse programs. The authority must develop options and cost estimates for implementation of clubhouse programs statewide through a medicaid state plan amendment or a medicaid waiver and submit a report to the office of financial management and the appropriate committees of the legislature by December 1, 2018.

(v) \$213,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to fund one pilot project in Pierce county and one in Yakima county to promote increased utilization of assisted outpatient treatment programs. The authority shall require two behavioral health organizations to contract with local government to establish the necessary infrastructure for the programs. The authority shall provide a report by October 15, 2018, to the office of financial management and the appropriate fiscal and policy committees of the legislature to include the number of individuals served, outcomes to include reduced use of inpatient treatment and state hospital stays, and recommendations for further implementation based on lessons learned and best practices identified by the pilot projects.

(w) \$3,278,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for a memorandum of understanding with the department of social and health services juvenile rehabilitation administration to provide substance abuse treatment programs for juvenile offenders. Of the amounts provided in this subsection (5)(w):

(i) \$1,130,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for alcohol and substance abuse treatment programs for locally committed offenders. The juvenile rehabilitation administration shall award these funds as described in section 203(4) of this act.

(ii) \$282,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for the expansion of evidence-based treatments and therapies as described in section 203(2) of this act.

(x) During fiscal year 2019, any amounts provided in this section that are used for case management services for pregnant and parenting women must be contracted directly between the authority and providers rather than through contracts with behavioral health organizations.

(y) Within the amounts appropriated in this section, the authority may contract with the University of Washington and community-based providers for the provision of the parent-child assistance program or other specialized chemical dependency case management providers for pregnant, post-partum, and parenting women. For all contractors: (i) Service and other outcome data must be provided to the authority by request; and (ii) indirect charges for administering the program must not exceed ten percent of the total contract amount.

(z) \$1,750,000 of the general fund—federal appropriation (from the substance abuse prevention and treatment federal block grant) is provided solely for the continued funding of existing county drug and alcohol use prevention programs.

(aa) \$200,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for a contract with the Washington state institute for public policy to conduct cost-benefit evaluations of the implementation of chapter 3, Laws of 2013 (Initiative Measure No. 502).

(bb) \$500,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely to design and administer the Washington state healthy youth survey and the Washington state young adult behavioral health survey.

(cc) \$396,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for maintaining increased services to pregnant and parenting women provided through the parent child assistance program.

(dd) \$250,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for a grant to the office of superintendent of public instruction to provide life skills training to children and youth in schools that are in high needs communities.

(ee) \$386,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely to maintain increased prevention and treatment services provided by tribes and federally recognized American Indian organizations to children and youth.

(ff) \$2,684,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 and \$950,000 of the general fund—federal appropriation are provided solely to maintain increased residential treatment services for children and youth.

(gg) \$250,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for training and technical assistance for the implementation of evidence based, research based, and promising programs which prevent or reduce substance use disorders.

(hh) \$2,434,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for expenditure into the home visiting services account.

(ii) \$2,500,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for grants to community-based programs that provide prevention services or activities to youth, including programs for school-based resource officers. These funds must be utilized in accordance with RCW 69.50.540.

(jj) Within the amounts provided in this section, behavioral health organizations must provide outpatient chemical dependency treatment for offenders enrolled in the medicaid program who are supervised by the department of corrections pursuant to a term of community supervision. Contracts with behavioral health organizations must require that behavioral health organizations include in their provider network specialized expertise in the provision of manualized, evidence-based chemical dependency treatment services for offenders. The department of corrections and the authority must develop a memorandum of understanding for department of corrections offenders on active supervision who are medicaid eligible and meet medical necessity for outpatient substance use disorder treatment. The agreement will ensure that treatment services provided are coordinated, do not result in duplication of services, and maintain access and quality of care for the individuals being served. The authority must provide all necessary data, access, and reports to the department of corrections for all department of corrections offenders that receive medicaid paid services.

(kk) \$562,000 of the general fund—federal appropriation is provided solely for the authority to develop a memorandum of understanding with the department of health for implementation of chapter 297, Laws of 2017 (ESHB 1427) (opioid treatment programs). The authority must use these amounts to reimburse the department of health for costs incurred through the implementation of the bill.

(ll) \$2,580,000 of the general fund—state appropriation for fiscal year 2019 and \$2,320,000 of the general fund—federal appropriation are provided solely for the development and operation of two secure detoxification facilities. The authority must not use any of these amounts for services in facilities that are subject to federal funding restrictions that apply to institutions for mental diseases, unless they have received a waiver that allows for full federal participation in these facilities.

(mm) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for parenting education services focused on pregnant and parenting women.

(nn) Within existing appropriations, the authority shall prioritize the prevention and treatment of intravenous opiate-based drug use.

(oo) The criminal justice treatment account—state appropriation is provided solely for treatment and treatment support services for offenders with a substance use disorder pursuant to RCW 71.24.580. The authority must offer counties the option to administer their share of the distributions provided for under RCW 71.24.580(5)(a). If a county is not interested in administering the funds, the authority shall contract with a behavioral health organization or administrative services organization to administer these funds consistent with the plans approved by local panels pursuant to RCW 71.24.580(5)(b). The authority must provide a report to the office of financial management and the appropriate committees of the legislature which identifies the distribution of criminal justice treatment account funds by September 30, 2018.

(pp) \$23,090,000 of the general fund—state appropriation for fiscal year 2019 and \$46,222,000 of the general fund—federal appropriation are provided solely for the enhancement of community-based behavioral health services. This funding must be allocated to behavioral health organizations proportionate to their regional population. In order to receive these funds, each region must submit a plan to address the following issues: (i) Reduction in their use of long-term commitment beds through community alternatives; (ii) compliance with RCW 71.05.365 requirements for transition of state hospital patients into community settings within fourteen days of the determination that they no longer require active psychiatric treatment at an inpatient level of care; (iii) improvement of staff recruitment and retention in community behavioral health facilities; (iv) diversion of individuals with behavioral health issues from the criminal justice system; and (v) efforts to improve recovery oriented services, including, but not limited to, expansion of clubhouse models. The plans are not limited to the amounts in this subsection and may factor in all resources available for behavioral health. The authority must identify metrics for tracking progress in each of the areas identified. The authority must collect information on the metrics and outcomes and submit a report summarizing the findings to the office of financial management and the appropriate committees of the legislature by June 30, 2020. Twenty percent of the general fund—state appropriation amounts for each behavioral health organization must be used to increase their nonmedicaid funding and the remainder must be used to increase medicaid rates up to but not exceeding the top of each behavioral health organizations medicaid rate range.

(qq) (~~(\$11,023,000)~~) \$24,819,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to assist behavioral health organizations with the costs of providing services to medicaid clients receiving services in psychiatric facilities classified as institutions of mental diseases. The authority must distribute these amounts

proportionate to the number of bed days for medicaid clients in institutions for mental diseases that were excluded from behavioral health organization fiscal year 2019 capitation rates because they exceeded the amounts allowed under federal regulations. The authority must also use these amounts to directly pay for costs that are ineligible for medicaid reimbursement in institutions of mental disease facilities for American Indian and Alaska Natives who opt to receive behavioral health services on a fee-for-service basis. The amounts used for these individuals must be reduced from the allocation of the behavioral health organization where the individual resides. If a behavioral health organization receives more funding through this subsection than is needed to pay for the cost of their medicaid clients in institutions for mental diseases, they must use the remainder of the amounts to provide other services not covered under the medicaid program. The authority must explore options for continuing to expand waivers which allow for federal matching funds to be used in these facilities. The authority must submit a report on the status of the waiver to the office of financial management and the appropriate committees of the legislature by December 1, 2018.

(rr) \$14,500,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to ensure a smooth transition to integrated managed care for behavioral health regions and to maintain the existing level of regional behavioral health crisis and diversion programs, and other required behavioral health administrative service organization services. These amounts must be used to support the regions transitioning to become mid-adopters for full integration of physical and behavioral health care. These amounts must be distributed proportionate to the population of each regional area covered. The maximum amount allowed per region is \$3,175 per 1,000 residents. These amounts must be used to provide a reserve for nonmedicaid services in the region and to stabilize the new crisis services system. The authority must require all behavioral health organizations transitioning to full integration to either spend down or return all reserves in accordance with contract requirements and federal and state law. Behavioral health organization reserves may not be used to pay for services to be provided beyond the end of a behavioral health organization's contract or for start-up costs in full integration regions. The authority must ensure that any increases in expenditures in behavioral health reserve spend-down plans are required for the operation of services during the contract period and do not result in overpayment to providers.

(ss) \$806,000 of the general fund—federal appropriation is provided solely for the authority to develop a peer support program for individuals with substance use disorders. These amounts must be used for development of training and certification of peers specialists. The authority must submit a state plan amendment which provides for these services to be included in behavioral health capitation rates beginning in fiscal year 2020 and allows for federal matching funds to be leveraged for these services.

(tt) \$200,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the authority, in collaboration with the department of social and

health services, to further develop efforts to shift funding and risk for most civil long-term inpatient commitments into fully integrated care contracts beginning in January 2020. The funding and risk for patients at the state hospitals who have been committed pursuant to dismissal of felony charges after being determined incompetent to stand trial shall not be incorporated into integrated care contracts.

(i) By December 1, 2018, the authority, in coordination with the department of social and health services, must submit a report to the office of financial management and the appropriate committees of the legislature on the following: (A) Actuarial estimates on the impact to per member per month payments and estimated annual state and federal costs for medicaid managed care organizations with fully integrated contracts; (B) actuarial estimates on the estimated annual costs for administrative services organizations; (C) estimates of the per-diem cost at the state hospitals that will be charged to entities with responsibility for paying for long-term civil inpatient commitments once these are incorporated into fully integrated care contracts; and (D) estimates of the amount of funding that can be reduced from direct appropriations for the state hospitals to reflect the shift in financial responsibility.

(ii) The authority must also explore and report on options for fully leveraging the state's share of federal medicaid disproportionate share funding allowed for institutions of mental diseases, including but not limited to: (A) Prioritizing the use of this funding for forensic patients and those civilly committed pursuant to dismissal of a felony charge; (B) obtaining an institution for mental diseases—disproportionate share hospital waiver to allow for regular medicaid federal financial participation to be used at the state hospitals; and (C) shifting some of the state's current disproportionate share funding used at the state hospitals to community-based institutions for mental diseases to reduce the state cost of patients for whom regular federal medicaid match is not allowed.

(uu) \$2,732,000 of the general fund—state appropriation for fiscal year 2019 and \$9,026,000 of the general fund—federal appropriation are provided solely for the authority to implement strategies to improve access to prevention and treatment of opioid use disorders. The authority may use these funds for the following activities: (i) Expansion of hub and spoke treatment networks; (ii) expansion of pregnant and parenting case management programs; (iii) grants to tribes to prevent opioid use and expand treatment for opioid use disorders; (iv) development and implementation of a tool to track medication assisted treatment provider capacity; (v) support of drug take-back programs which allow individuals to return unused opioids and other drugs for safe disposal; (vi) purchase and distribution of opioid reversal medication; and (vii) maintaining support for youth prevention services. The authority must coordinate these activities with the department of health to avoid duplication of effort and must work to identify additional federal resources that can be used to maintain and expand these efforts. The authority must submit a report to the office of financial management and the appropriate committees of the legislature on the status of

these efforts by December 1, 2018. The report must include identification of any increase in behavioral health federal block grants or other federal funding awards received by the authority and the plan for the use of these funds.

(vv) \$150,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the authority to contract with actuaries to develop estimates for the cost of implementing new behavioral health service types in the medicaid state plan. The authority must coordinate with behavioral health organizations to identify: (i) Eligible behavioral health service types that are currently provided to medicaid enrollees without federal funding and are dependent on state, local, or other funds; and (ii) eligible behavioral health service types that are not currently available to medicaid enrollees due to the lack of federal funding. The authority must contract with the actuaries responsible for certifying state behavioral health capitation rates to develop estimates for the cost of implementing each of these services. The estimates must identify the cost of implementing each service statewide, the estimated state and federal medicaid cost, and any estimated offset in state non-medicaid spending. The authority must submit a report to the office of financial management and the appropriate committees of the legislature identifying the services and costs estimates by November 1, 2018.

(ww) \$446,000 of the general fund—state appropriation for fiscal year 2019 and \$89,000 of the general fund—federal appropriation are provided solely for the University of Washington's evidence-based practice institute which supports the identification, evaluation, and implementation of evidence-based or promising practices. The institute must work with the authority to develop a plan to seek private, federal, or other grant funding in order to reduce the need for state general funds. The authority must collect information from the institute on the use of these funds and submit a report to the office of financial management and the appropriate fiscal committees of the legislature by December 1st of each year of the biennium.

(xx) No more than \$13,098,000 of the general fund—federal appropriation may be expended for supported housing and employment services described in initiative 3a and 3b of the medicaid transformation demonstration waiver under healthier Washington. Under this initiative, the ~~((department and the health care))~~ authority and the department of social health services shall ensure that allowable and necessary services are provided to eligible clients as identified by the ~~((department))~~ authority or its providers or third party administrator. The ~~((department and the))~~ authority and the department of social and health services in consultation with the medicaid forecast work group, shall ensure that reasonable reimbursements are established for services deemed necessary within an identified limit per individual. The ~~((department))~~ authority shall not increase general fund—state expenditures under this initiative. The ~~((secretary))~~ director in collaboration with the ~~((director of the authority))~~ secretary of the department of social and health services shall report to the joint select committee on health care oversight no less than quarterly on financial and health outcomes. The ~~((secretary))~~ director in cooperation with the ~~((director))~~ secretary shall also report

to the fiscal committees of the legislature all of the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(yy) \$2,000,000 of the general fund—state appropriation for fiscal year 2019 and \$2,000,000 of the general fund—federal appropriation are provided solely for the health care authority to implement a process that increases access to children's long-term inpatient program (CLIP) by increasing bed capacity through current and new providers of services.

(zz) \$727,000 of the general fund—state appropriation for fiscal year 2019 and \$1,005,000 of the general fund—federal appropriation are provided solely to implement Engrossed Substitute Senate Bill No. 6491 (outpatient behavioral health). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

(aaa) \$77,000 of the general fund—state appropriation for fiscal year 2019 and \$181,000 of the general fund—federal appropriation are provided solely to implement House Bill No. 1534 (psychiatric payment/rural). If this bill is not enacted by June 30, 2019, the amounts provided in this subsection shall lapse.

Sec. 1112. 2018 c 299 s 215 (uncodified) is amended to read as follows:

FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

Worker and Community Right-to-Know Account—State			
Appropriation			\$10,000
Accident Account—State Appropriation			(\$22,565,000)
			<u>\$22,812,000</u>
Medical Aid Account—State	Appropriation		
.....			(\$22,566,000)
			<u>\$22,813,000</u>
		TOTAL	APPROPRIATION
		.....	\$45,141,000
			<u>\$45,635,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$145,000 of the accident account—state appropriation for fiscal year 2019 and \$145,000 of the medical aid account—state for fiscal year 2019 are provided solely for implementation of Substitute House Bill No. 1723 (Hanford occupational disease). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

Sec. 1113. 2018 c 299 s 216 (uncodified) is amended to read as follows:

FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund—State	Appropriation (FY 2018)
.....	\$21,668,000

General Fund—State Appropriation (FY 2019)	\$23,139,000
General Fund—Private/Local Appropriation	\$6,673,000
Death Investigations Account—State Appropriation	\$148,000
Municipal Criminal Justice Assistance Account—State	
Appropriation	\$460,000
Pension Funding Stabilization Account—State	
Appropriation	\$460,000
Washington Auto Theft Prevention Authority Account—State	
Appropriation	\$8,167,000
24/7 Sobriety Account—State Appropriation ....(\$20,000)	<u>\$18,000</u>
TOTAL	APPROPRIATION
	\$60,735,000
	<u>\$60,733,000</u>

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

(1) \$5,000,000 of the general fund—state appropriation for fiscal year 2018 and \$5,000,000 of the general fund—state appropriation for fiscal year 2019, are provided to the Washington association of sheriffs and police chiefs solely to verify the address and residency of registered sex offenders and kidnapping offenders under RCW 9A.44.130. The association may use no more than \$50,000 per fiscal year of the amounts provided on program management activities.

(2) \$1,284,000 of the general fund—state appropriation for fiscal year 2018 and \$1,546,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for seventy-five percent of the costs of providing six additional statewide basic law enforcement trainings in fiscal year 2018, and seven additional statewide basic law enforcement trainings in fiscal year 2019. The criminal justice training commission must schedule its funded classes to minimize wait times throughout each fiscal year and meet statutory wait time requirements.

(3) \$792,000 of the general fund—local appropriation is provided solely to purchase ammunition for the basic law enforcement academy. Jurisdictions shall reimburse to the criminal justice training commission the costs of ammunition, based on the average cost of ammunition per cadet, for cadets that they enroll in the basic law enforcement academy.

(4) The criminal justice training commission may not run a basic law enforcement academy class of fewer than 30 students.

(5) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a school safety program. The

commission, in collaboration with the school safety center advisory committee, shall provide the school safety training for all school administrators and school safety personnel hired after the effective date of this section.

(6) \$96,000 of the general fund—state appropriation for fiscal year 2018 and \$96,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the school safety center within the commission. The safety center shall act as an information dissemination and resource center when an incident occurs in a school district in Washington or in another state, coordinate activities relating to school safety, and review and approve manuals and curricula used for school safety models and training. Through an interagency agreement, the commission shall provide funding for the office of the superintendent of public instruction to continue to develop and maintain a school safety information web site. The school safety center advisory committee shall develop and revise the training program, using the best practices in school safety, for all school safety personnel. The commission shall provide research-related programs in school safety and security issues beneficial to both law enforcement and schools.

(7) \$146,000 of the general fund—state appropriation for fiscal year 2018 and \$146,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the costs of providing statewide advanced driving training with the use of a driving simulator.

(8) \$679,000 of the general fund—state appropriation for fiscal year 2018 and \$587,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 261, Laws of 2017 (SHB 1501) (attempts to obtain firearms).

(9) \$57,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for implementation of chapter 295, Laws of 2017 (SHB 1258) (first responders/disability).

(10) \$198,000 of the general fund—state appropriation for fiscal year 2018 and \$414,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 290, Laws of 2017 (ESHB 1109) (victims of sexual assault).

(11) \$117,000 of the general fund—state appropriation for fiscal year 2018, \$117,000 of the general fund—state appropriation for fiscal year 2019, and \$1,000,000 of the Washington auto theft prevention account—state appropriation are provided solely for the first responder building mapping information system.

(12) \$595,000 of the general fund—state appropriation for fiscal year 2018 and \$595,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to continue crisis intervention training required in chapter 87, Laws of 2015.

(13) \$250,000 of the general fund—state appropriation for fiscal year 2018 and \$250,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the criminal justice training commission to deliver research-based programs to instruct, guide, and

support local law enforcement agencies in fostering the "guardian philosophy" of policing, which emphasizes de-escalating conflicts and reducing the use of force.

(14) \$429,000 of the general fund—state appropriation for fiscal year 2018 and \$429,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for expenditure into the nonappropriated Washington internet crimes against children account for the implementation of chapter 84, Laws of 2015.

(15) \$842,000 of the general fund—state appropriation for fiscal year 2018 and \$1,260,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the purpose of creating and funding on an ongoing basis the: (a) Updating and providing of basic and in-service training for peace officers and corrections officers that emphasizes de-escalation and use of less lethal force; and (b) creation and provision of an evidence-based leadership development program, in partnership with Microsoft, that trains, equips, and supports law enforcement leaders using research-based strategies to reduce crime and improve public trust. Of the amounts appropriated in this subsection, \$907,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the training in (a) of this subsection.

(16) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to the Washington association of sheriffs and police chiefs to fund pilot projects in Benton county to support local law enforcement education for law enforcement, medical professionals, first responders, courts, educators, and others to raise awareness and identifying warning signs of human trafficking. Any educational opportunities created through the pilot projects in Benton county may provide access for adjacent counties if resources and availability permits.

(17) \$500,000 of the general fund—state appropriation for fiscal year 2018 is provided solely to the Washington association of sheriffs and police chiefs to administer statewide training in the use of the Washington state gang database, established in compliance with RCW 43.43.762, and provide grant funding to ensure agencies enter appropriate and reliable data into the database. The training shall develop professionals with regional responsibilities for database administration throughout the state.

(18) \$1,000,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for providing grants for the mental health field response team grant program established in House Bill No. 2892 (mental health field response). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(19) \$176,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Substitute House Bill No. 1022 (crime victim participation). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(20) \$50,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the Washington association of sheriffs and police chiefs to convene a work group to develop strategies for identification and intervention against potential perpetrators of mass shootings, with an emphasis on school safety, and report on recommendations for their prevention.

(a) The work group includes, but is not limited to, representatives of the superintendent of public instruction, the school safety center advisory committee, state colleges and universities, local law enforcement, the Washington state patrol, the attorney general, mental health experts, victims of mass shootings, and the American civil liberties union of Washington.

(b) The work group shall assess and make recommendations regarding:

(i) Strategies to identify persons who may commit mass shootings associated with K-12 schools and colleges and universities;

(ii) A survey of services around the state available for those experiencing a mental health crisis;

(iii) A survey of state and federal laws related to intervening against potential perpetrators or confiscating their firearms; and

(iv) Strategies used by other states or recommended nationally to address the problem of mass shootings.

(c) The work group shall submit a report, which may include findings, recommendations, and proposed legislation, to the appropriate committees of the legislature by December 1, 2018. The report shall consider the following strategies:

(i) Promoting to the public the availability of extreme risk protection orders as a means of avoiding mass shootings;

(ii) A rapid response interdisciplinary team composed of law enforcement, mental health experts, and other appropriate parties who could be mobilized to intervene and prevent a potential crisis at a school or institution of higher learning; and

(iii) Whether reasonable restrictions should be imposed on the access to firearms by those suffering from a mental illness that are consistent with the individual right to bear arms.

Sec. 1114. 2018 c 299 s 217 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

General Fund—State Appropriation (FY 2018)	\$6,513,000
General Fund—State Appropriation (FY 2019)	\$9,285,000
General Fund—Federal Appropriation	\$11,876,000
Asbestos Account—State Appropriation	\$526,000

Electrical License Account—State	Appropriation	\$53,776,000
Farm Labor Contractor Account—State	Appropriation	\$28,000
Worker and Community Right-to-Know Account—State	Appropriation	\$991,000
Public Works Administration Account—State	Appropriation	\$9,849,000
Manufactured Home Installation Training	Account—State Appropriation	\$377,000
Accident Account—State Appropriation	..(((\$320,925,000))	<u>\$321,904,000</u>
Accident Account—Federal Appropriation	(((\$16,765,000))	<u>\$19,839,000</u>
Medical Aid Account—State	Appropriation	..(((\$334,083,000))
		<u>\$334,447,000</u>
Medical Aid Account—Federal	Appropriation	..(((\$3,739,000))
		<u>\$4,182,000</u>
Plumbing Certificate Account—State	Appropriation	\$1,880,000
Pressure Systems Safety Account—State	Appropriation	\$4,433,000
Construction Registration Inspection Account—State	Appropriation	\$20,945,000
Pension Funding Stabilization Account—State	Appropriation	\$1,435,000
	TOTAL APPROPRIATION	<u>\$797,426,000</u>
		<u>\$802,286,000</u>

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

(1) \$123,000 of the accident account—state appropriation and \$22,000 of the medical aid—state appropriation are provided solely for implementation of chapter 150, Laws of 2017 (House Bill No. 1906) (farm internship).

(2) The department, in collaboration with the health care authority, shall work to ensure that a single platform provider credentialing system is implemented. The authority and department shall ensure that appropriate cost offsets and cost avoidance are assumed for reduced staff time required for provider credentialing activity and reductions in improper billing activity when implementing provider credentialing systems. The department must enter into an agreement with the health care authority to pay its share of

the costs of implementing and operating a new provider credentialing system.

(3) \$5,802,000 of the accident account—state appropriation and \$5,676,000 of the medical aid account—state appropriation are provided solely for business transformation projects and are subject to the conditions, limitations, and review provided in section 724 of this act.

(4) \$19,128,000 of the construction registration inspection account—state appropriation is provided solely to implement House Bill No. 1716 (construction inspection account). ~~((If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.))~~

(5) \$2,000,000 of the accident account—state appropriation and \$2,000,000 of the medical account—state appropriation are provided solely for a contract with a workforce institute to provide supplemental instruction for information technology apprentices. Funds spent for this purpose must be matched by an equal amount of funding from the information technology industry members, except small and mid-sized employers. Up to \$2,000,000 may be spent to provide supplemental instruction for apprentices at small and mid-sized businesses. "Small and mid-sized employers" means those that have fewer than one hundred employees or have less than five percent net profitability.

(6) \$250,000 of the medical aid account—state appropriation and \$250,000 of the accident account—state appropriation are provided solely for the department of labor and industries safety and health assessment and research for prevention program to conduct research to address the high injury rates of the janitorial workforce. The research must quantify the physical demands of common janitorial work tasks and assess the safety and health needs of janitorial workers. The research must also identify potential risk factors associated with increased risk of injury in the janitorial workforce and measure workload based on the strain janitorial work tasks place on janitors' bodies. The department must conduct interviews with janitors and their employers to collect information on risk factors, identify the tools, technologies, and methodologies used to complete work, and understand the safety culture and climate of the industry. The department must issue an initial report to the legislature, by June 30, 2020, assessing the physical capacity of workers in the context of the industry's economic environment and ascertain usable support tools for employers and workers to decrease risk of injury. After the initial report, the department must produce annual progress reports, beginning in 2021 through the year 2022 or until the tools are fully developed and deployed. The annual progress reports must be submitted to the legislature by December 1st of each year such reports are due.

(7) \$1,272,000 of the public works administration account—state appropriation is provided solely to implement Engrossed Second Substitute House Bill No. 1673 (responsible bidder criteria). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(8) \$185,000 of the accident account—state appropriation and \$185,000 of the medical aid account—state appropriation are provided solely to implement

Substitute House Bill No. 1723 (Hanford/occupational disease). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

(9) \$422,000 of the medical aid account—state appropriation is provided solely to implement Second Substitute Senate Bill No. 6245 (spoken language interpreters). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(10) \$51,000 of the medial aid account—state appropriation and \$50,000 of the accident account—state appropriation are provided solely for the implementation of Substitute House Bill No. 1022 (crime victim participation). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

Sec. 1115. 2018 c 299 s 218 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF VETERANS AFFAIRS

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

(a) The department of veterans affairs shall not initiate any services that will require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys must be spent for services authorized in this act or in any other legislation that provides appropriation authority, and an equal amount of appropriated state moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(b) Each year, there is fluctuation in the revenue collected to support the operation of the state veteran homes. When the department has foreknowledge that revenue will decrease, such as from a loss of census or from the elimination of a program, the legislature expects the department to make reasonable efforts to reduce expenditures in a commensurate manner and to demonstrate that it has made such efforts. In response to any request by the department for general fund—state appropriation to backfill a loss of revenue, the legislature shall consider the department's efforts in reducing its expenditures in light of known or anticipated decreases to revenues.

(2) HEADQUARTERS

General Fund—State Appropriation (FY 2018) \$1,913,000
General Fund—State Appropriation (FY 2019) \$1,907,000
Charitable, Educational, Penal, and Reformatory
Institutions Account—State Appropriation \$10,000

Pension Funding Stabilization Account—State

Appropriation\$185,000
TOTAL APPROPRIATION \$4,015,000

The appropriations in this subsection are subject to the following conditions and limitations: \$85,000 of the general fund—state appropriation for fiscal year 2018 and \$84,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 173, Laws of 2017 (ESSB 1802) (veterans' shared leave pool).

(3) FIELD SERVICES

General Fund—State Appropriation (FY 2018) \$6,077,000
General Fund—State Appropriation (FY 2019) ~~(\$6,126,000)~~
\$6,329,000
General Fund—Federal Appropriation\$3,747,000
General Fund—Private/Local Appropriation\$4,794,000
Veteran Estate Management Account—Private/Local
Appropriation\$664,000
Pension Funding Stabilization Account—State
Appropriation\$443,000
TOTAL APPROPRIATION\$21,851,000
\$22,054,000

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

(a) \$300,000 of the general fund—state appropriation for fiscal year 2018 and \$300,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to provide crisis and emergency relief and education, training, and employment assistance to veterans and their families in their communities through the veterans innovation program.

(b) \$200,000 of the general fund—state appropriation for fiscal year 2018 and \$200,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 192, Laws of 2017 (SB 5849) (veterans' services).

(c) \$110,000 of the general fund—state appropriation for fiscal year 2018 and \$110,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the expansion of the veterans conservation corps by fifteen paid internships.

(d) \$203,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to replace the payee automated system.

(4) INSTITUTIONAL SERVICES

General Fund—State Appropriation (FY 2018)\$11,925,000

General Fund—State Appropriation (FY 2019)	(((\$5,831,000))
	<u>\$16,381,000</u>
General Fund—Federal Appropriation	.....(((\$84,027,000))
	<u>\$75,640,000</u>
General Fund—Private/Local Appropriation	.....(((\$27,983,000))
	<u>\$25,820,000</u>
Pension Funding Stabilization Account—State	
Appropriation	.....\$1,462,000
TOTAL APPROPRIATION	
	.....\$131,228,000

The appropriations in this subsection are subject to the following conditions and limitations: The amounts provided in this subsection include a general fund—state backfill for a revenue shortfall at the Washington soldiers home in Orting and the Walla Walla veterans home.

Sec. 1116. 2018 c 299 s 219 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF HEALTH

General Fund—State Appropriation (FY 2018)	.....\$70,667,000
General Fund—State Appropriation (FY 2019)	.....(((\$78,618,000))
	<u>\$80,084,000</u>
General Fund—Federal Appropriation	.....(((\$550,114,000))
	<u>\$550,154,000</u>
General Fund—Private/Local Appropriation	.....(((\$186,257,000))
	<u>\$186,529,000</u>
Hospital Data Collection Account—State Appropriation	.....(((\$347,000))
	<u>\$366,000</u>
Health Professions Account—State Appropriation	.....(((\$132,578,000))
	<u>\$133,517,000</u>
Aquatic Lands Enhancement Account—State Appropriation	.....\$623,000
Emergency Medical Services and Trauma Care Systems	
Trust Account—State Appropriation	....\$9,872,000
Safe Drinking Water Account—State Appropriation	.....\$5,667,000
Drinking Water Assistance Account—Federal	
Appropriation	.....\$15,990,000

Waterworks Operator Certification—State Appropriation	.....\$1,836,000
Drinking Water Assistance Administrative Account—State	
Appropriation	.....\$371,000
Site Closure Account—State Appropriation	.....\$168,000
Biotoxin Account—State Appropriation	.....(((\$1,968,000))
	<u>\$1,768,000</u>
State Toxics Control Account—State Appropriation	.....\$4,249,000
Medicaid Fraud Penalty Account—State Appropriation	.....\$1,098,000
Medical Test Site Licensure Account—State	
Appropriation	.....\$2,591,000
Youth Tobacco and Vapor Products Prevention Account—	
State	
Appropriation	.....\$3,363,000
Dedicated Marijuana Account—State Appropriation	
(FY 2018)	.....\$9,761,000
Dedicated Marijuana Account—State Appropriation	
(FY 2019)	.....\$9,764,000
Public Health Supplemental Account—Private/Local	
Appropriation	.....(((\$3,248,000))
	<u>\$4,248,000</u>
Pension Funding Stabilization Account—State	
Appropriation	.....\$3,821,000
Accident Account—State Appropriation	.....\$343,000
Medical Aid Account—State Appropriation	.....\$53,000
Suicide-Safer Homes Project Account—State Appropriation	.....\$50,000
TOTAL APPROPRIATION	
	.....<u>\$1,093,417,000</u>
	<u>\$1,096,953,000</u>

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

(1) The department of health shall not initiate any services that will require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department of health and the state board of health shall not implement any new or amended rules pertaining to primary and secondary school facilities until the rules and a final cost estimate have been presented to the legislature, and the legislature has formally funded implementation of the rules through the omnibus appropriations act or by statute. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not

require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation that provides appropriation authority, and an equal amount of appropriated state moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(2) During the 2017-2019 fiscal biennium, each person subject to RCW 43.70.110(3)(c) is required to pay only one surcharge of up to twenty-five dollars annually for the purposes of RCW 43.70.112, regardless of how many professional licenses the person holds.

(3) In accordance with RCW 43.20B.110, 43.135.055, and 71.24.035, the department is authorized to adopt license and certification fees in fiscal years 2018 and 2019 to support the costs of the regulatory program. The department's fee schedule shall have differential rates for providers with proof of accreditation from organizations that the department has determined to have substantially equivalent standards to those of the department, including but not limited to the joint commission on accreditation of health care organizations, the commission on accreditation of rehabilitation facilities, and the council on accreditation. To reflect the reduced costs associated with regulation of accredited programs, the department's fees for organizations with such proof of accreditation must reflect the lower costs of licensing for these programs than for other organizations which are not accredited.

(4)(a) \$5,000,000 of the general fund—state appropriation for fiscal year 2018 and \$5,000,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to support the local health jurisdictions to improve their ability to address (i) communicable disease monitoring and prevention and (ii) chronic disease and injury prevention. The department and representatives of local health jurisdictions must work together to arrive at a mutually acceptable allocation and distribution of funds and to determine the best accountability measures to ensure efficient and effective use of funds, emphasizing the use of shared services.

(b) By December 31, 2017, the department shall provide a preliminary report, and by November 30, 2018, a final report, to the appropriate committees of the legislature regarding:

(i) The allocation of funding, as provided in this subsection, to the local health jurisdictions;

(ii) Steps taken by the local health jurisdictions that received funding to improve communicable disease monitoring and prevention and chronic disease and injury prevention;

(iii) An assessment of the effectiveness of the steps taken by local health jurisdictions and the criteria measured; and

(iv) Any recommendations for future models for service delivery to address communicable and chronic diseases.

(5)(a) \$1,000,000 of the general fund—state appropriation for fiscal year 2018 and \$1,000,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department, as part of foundational public health services, to implement strategies to control the spread of communicable diseases and other health threats. These strategies may include updating or replacing equipment in the state public health laboratory; addressing health inequities among state residents; reporting on the root cause analyses of adverse events at medical facilities; performing critical activities to prevent adverse health consequences of hepatitis C; or assessing information technology system consolidation and modernization opportunities for statewide public health data systems.

(b) By November 30, 2018, the department shall develop a statewide governmental public health improvement plan and provide it to the appropriate committees of the legislature.

(6) \$26,000 of the general fund—state appropriation for fiscal year 2018 and \$10,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 295, Laws of 2017 (SHB 1258) (first responders/disability).

(7) Within amounts appropriated in this section, funding is provided to implement chapter 312, Laws of 2017 (SSB 5046) (language of public notices).

(8) \$39,000 of the general fund—local appropriation is provided solely for the implementation of chapter 249, Laws of 2017 (ESHB 1714) (nurse staffing plans).

(9) \$27,000 of the health professions account—state appropriation and \$50,000 of the Suicide-Safer Homes Project account are provided solely for the implementation of chapter 262, Laws of 2017 (E2SHB 1612) (reducing access to lethal means).

(10) \$269,000 of the health professions account—state appropriation is provided solely for the implementation of chapter 297, Laws of 2017 (ESHB 1427) (opioid treatment program).

(11) \$350,000 of the general fund—state appropriation for fiscal year 2018 and \$350,000 of the general fund—state appropriation for fiscal year 2019 are provided to the department solely to cover costs of providing increased capacity under existing contracts with suicide prevention lines to respond to calls to the national suicide prevention lifeline.

(12) \$40,000 of the general fund—state appropriation for fiscal year 2018 and \$90,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the midwifery licensure and regulatory program to supplement revenue from fees. The department shall charge

no more than five hundred twenty-five dollars annually for new or renewed licenses for the midwifery program.

(13)(a) Within amounts appropriated in this section, the department, in consultation with advocacy groups and experts that focus on hunger and poverty issues, shall produce a report regarding ongoing nutrition assistance programs funded by the United States department of agriculture and administered in Washington state. The report must be a compilation, by program, of data already collected by the department of social and health services, the department of health, the office of the superintendent of public instruction, and the Washington state department of agriculture, and it must include, where available, but is not limited to:

(i) The number of people in Washington who are eligible for the program;

(ii) The number of people in Washington who participated in the program;

(iii) The average annual participation rate in the program;

(iv) Participation rates by geographic distribution; and

(v) The annual federal funding of the program in Washington.

(b) The department shall report to the appropriate committees of the legislature and to the governor. An initial report is due by April 30, 2018, and a second report is due by April 30, 2019.

(14) 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 department of health are subject to technical oversight by the office of the state chief information officer.

(15) \$2,604,000 of the health professions account—state appropriation is provided solely for the medical quality assurance commission to address increased workload.

(16) \$896,000 of the health professions account—state appropriation is provided solely for the pharmacy commission to improve research and communication to pharmacies regarding the development and implementation of new and changing rules.

(17) \$9,000,000 of the general fund—federal appropriation is provided solely for the department to implement projects and activities during the 2017-2019 fiscal biennium that are designed to improve the health and well-being of individuals living with human immunodeficiency virus, including:

(a) A health disparity project to increase access to dental, mental health, and housing services for populations that have historically experienced limited access to needed services, including Latino individuals in central Washington;

(b) A project to establish a peer-to-peer network for individuals living with human immunodeficiency virus.

Trained navigators will work to link individuals living with human immunodeficiency virus to medical care, housing support, training, and other needed services;

(c) A project to expand the MAX clinic within Harborview hospital to serve an increased number of high-need clients and establishing a MAX clinic to serve high-need clients in Pierce county. This project shall also provide statewide training for staff of the department, of local health jurisdictions, and of providers of services for persons with human immunodeficiency virus;

(d) The development of a single eligibility portal to allow statewide usage and streamlined case management for individuals who are living with human immunodeficiency virus and receiving public health services; and

(e) An assessment and evaluation of the effectiveness of each of the projects outlined in subsections (a) through (d) of this subsection.

(18) \$6,096,000 of the general fund—local appropriation is provided solely for the department to target its efforts in the HIV early intervention program toward populations with health disparities.

(19) \$1,118,000 of the general fund—local appropriation is provided solely for equipment, testing supplies, and materials necessary to add x-linked adrenoleukodystrophy to the mandatory newborn screening panel. The department is authorized to increase the newborn screening fee by \$8.10.

(20) \$1,500,000 of the general fund—state appropriation for fiscal year 2018 and \$1,500,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for:

(a) Increased screening, case management, and an electronic data reporting system to identify children who are at the highest risk of having elevated levels of lead in their blood, prioritizing children who live in areas where the risk is highest; and

(b) Sampling and testing of drinking water and water fixtures in public schools. The department, in collaboration with the educational service districts, must prioritize testing within elementary schools where drinking water and water fixtures have not been tested for contaminants at any time, and elementary schools where drinking water and water fixtures have not been tested within the past three years. Consistent with the United States environmental protection agency's manual, "3Ts for Reducing Lead in Drinking Water in Schools—Revised Technical Guidance," the department must develop guidance and testing protocols for the lead action level for drinking water and for testing drinking water and drinking water fixtures in public and private schools. The guidance must include:

(i) Actions to take if test results exceed the federal action level or public drinking water standard;

(ii) Recommendations to schools on prioritizing fixture replacement, and options for further reducing lead, including replacement of fixtures or use of certified filters when results are below the federal action level for schools,

but exceed the maximum level recommended by the American Academy of Pediatrics; and

(iii) Recommendations for communicating test results and risk to parents and the community, including that there is no safe level of lead in water and that action may be warranted even if levels are below the action level.

(21) \$277,000 of the general fund—local appropriation is provided solely to implement chapter 207, Laws of 2017 (E2SHB 1819) (children's mental health).

(22) \$130,000 of the general fund—state appropriation for fiscal year 2018 and \$130,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to increase the funding for the breast, cervical, and colon health program administered by the department.

(23) Within the amounts appropriated in this section, and in accordance with RCW 43.20B.110 and 70.41.100, the department shall set fees to include the full costs of the performance of inspections pursuant to RCW 70.41.080.

(24) Within the amounts appropriated in this section, and in accordance with RCW 43.70.110 and 71.12.470, the department shall set fees to include the full costs of the performance of inspections pursuant to RCW 71.12.485.

(25) \$27,000 of the general fund—state appropriation for fiscal year 2018 and \$16,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 273, Laws of 2017 (E2SHB 1358) (community assistance referral programs).

(26) \$224,000 of the health professions account—state appropriation is provided solely for the implementation of chapter 320, Laws of 2017 (SSB 5322) (dentists and third parties).

(27) \$93,000 of the health professions account—state appropriation is provided solely for the implementation of chapter 101, Laws of 2017 (ESHB 1431) (osteopathic medicine and surgery).

(28) \$82,000 of the general fund—local appropriation is provided solely for the implementation of chapter 263, Laws of 2017 (SSB 5152) (pediatric transitional care).

(29) \$25,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for the department to prepare and submit a report about the certificate of need program to the governor and the appropriate fiscal and policy committees of the legislature by October 1, 2017. By health care setting, for each of the preceding ten fiscal years, the report must show the total number of applications, the total number of accepted applications, the total number of beds requested, the total number of beds approved, and a summary of the most common reasons for declining an application. The report must include suggestions for modifying the program to increase the number of successful applications. At least one suggestion must address the goal of adding psychiatric beds within hospitals.

(30) The department, in collaboration with the health care authority, shall work to ensure that a single platform provider credentialing system is implemented. The authority and department shall ensure that appropriate cost offsets and cost avoidance are assumed for reduced staff time required for provider credentialing activity and reductions in improper billing activity when implementing provider credentialing systems.

(31) \$28,000 of the general fund—state appropriation for fiscal year 2018 and \$28,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for staffing capacity at the department to support a performance audit of the fee-setting process for each health profession licensed by the department.

(32) The appropriations in this section include sufficient funding for the implementation of chapter 294, Laws of 2017 (SSB 5835) (health outcomes/pregnancy).

(33) \$670,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a collaboration between local public health, accountable communities of health, and health care providers to reduce preventable hospitalizations. This one-year initiative will take place in the Tacoma/Pierce county local health jurisdiction.

(34) \$556,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to replace the comprehensive hospital abstract reporting system and is subject to the conditions, limitations, and review provided in section 724, chapter 1, Laws of 2017 3rd sp. sess.

(35) \$40,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department, in partnership with the department of social and health services and the health care authority, to assist a collaborative public-private entity with implementation of recommendations in the state plan to address alzheimer's disease and other dementias.

(36) In accordance with RCW 70.96A.090, 71.24.035, 43.20B.110, and 43.135.055, the department is authorized to adopt fees for the review and approval of mental health and substance use disorder treatment programs in fiscal years 2018 and 2019 as necessary to support the costs of the regulatory program. The department's fee schedule must have differential rates for providers with proof of accreditation from organizations that the department has determined to have substantially equivalent standards to those of the department, including but not limited to the joint commission on accreditation of health care organizations, the commission on accreditation of rehabilitation facilities, and the council on accreditation. To reflect the reduced costs associated with regulation of accredited programs, the department's fees for organizations with such proof of accreditation must reflect the lower cost of licensing for these programs than for other organizations which are not accredited.

(37) \$30,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the nursing care quality assurance commission to convene and

facilitate a work group to assess the need for nurses in long-term care settings and to make recommendations regarding worker recruitment, training, and retention challenges for long-term care providers in the sectors of skilled nursing facilities, assisted-living facilities, and adult family homes.

(a) The work group must:

(i) Determine the current and projected worker vacancy rates in the long-term care sectors compared to the workload projections for these sectors;

(ii) Develop recommendations for a standardized training curriculum for certified nursing assistants that ensures that workers are qualified to provide care in each sector, including integration into the curriculum of specific training for the care of clients with dementia, developmental disabilities, and mental health issues;

(iii) Review academic and other prerequisites for training for licensed practical nurses to identify any barriers to career advancement for certified nursing assistants;

(iv) Identify barriers to career advancement for long-term care workers; and

(v) Evaluate the oversight roles of the department of health and the department of social and health services for nurse training programs and make recommendations for streamlining those roles.

(b) The members of the work group must include the following:

(i) The chair of the house health care and wellness committee or his or her designee;

(ii) The chair of the senate health and long-term care committee or his or her designee;

(iii) The assistant secretary of the aging and disability support administration of the department of social and health services, or his or her designee;

(iv) A member of the Washington apprenticeship and training council, chosen by the director of the department of labor and industries;

(v) A representative from the health services quality assurance division of the department of health, chosen by the secretary;

(vi) The executive director of the Washington state board for community and technical colleges or his or her designee;

(vii) A representative of the largest statewide association representing nurses;

(viii) A representative of the largest statewide union representing home care workers;

(ix) A representative of the largest statewide association representing assisted living and skilled nursing facilities;

(x) A representative of the adult family home council of Washington; and

(xi) The Washington state long-term care ombuds or his or her designee.

(d) The work group must meet at least three times, and the first meeting must occur no later than July 15, 2018. The commission must report no later than December 15, 2018, to the governor and the legislature regarding the work group's assessments and recommendations.

(38) \$150,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to implement training and education recommendations described in the 2016 report of the community health worker task force. The department shall report to the legislature on the progress of implementation no later than June 30, 2019. These moneys shall only be used to cover the cost of the department's staff time, meeting expenses, and community outreach.

(39) \$3,000,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to Seattle and King county public health for core public health services that prevent and stop the spread of communicable disease, including but not limited to zoonotic and emerging diseases and chronic hepatitis B and hepatitis C.

(40) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$360,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to coordinate with local health jurisdictions to establish and maintain comprehensive Group B programs to ensure safe and reliable drinking water. These amounts shall be used to support the costs of the development and adoption of rules, policies and procedures, and for technical assistance, training, and other program-related costs.

(41) \$485,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Second Substitute House Bill No. 2671 (behavioral health/agricultural industry). ~~((If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.))~~

(42) \$113,000 of the general fund—local appropriation is provided solely to implement Engrossed Substitute Senate Bill No. 6037 (uniform parentage act). ~~((If this bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(43) \$19,000 of the health professions account—state appropriation is provided solely to implement Substitute Senate Bill No. 6273 (state charity care). ~~((If this bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(44) \$200,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a grant to the Benton-Franklin local health jurisdiction to expand its youth suicide prevention activities and to serve as a case study to identify best practice materials, training, intervention practices, and promotional strategies that can be replicated in other local health jurisdictions. The amounts appropriated must be used for the following activities:

(a) Prior to September 1, 2018, the Benton-Franklin local health jurisdiction must document the materials, training, intervention practices, and promotional strategies for youth suicide prevention that are available within Benton county and Franklin county.

(b) Prior to October 1, 2018, the Benton-Franklin local health jurisdiction must host a summit about the issue of youth suicide prevention. The summit must include attendees from schools, health care organizations, nonprofit organizations, and other relevant organizations from Benton county and Franklin county. The summit may also include attendees from other areas of the state who have unique knowledge and expertise with the issue of youth suicide prevention. Prior to the summit, the Benton-Franklin local health jurisdiction must share the result of the work described in (a) of this subsection with all attendees. During the summit, the Benton-Franklin local health jurisdiction must survey the attendees to determine best practices for educational materials, training, intervention practices, and promotional strategies.

(c) Prior to November 1, 2018, the Benton-Franklin local health jurisdiction must complete a plan for expanding youth suicide prevention that is based primarily on the survey of attendees described in (b) of this subsection. For each investment, the plan must describe the amount of funding utilized, as well as the expected results. The plan must be shared with the office of financial management, and the appropriate fiscal and policy committees of the legislature, by November 10, 2018.

(d) Prior to June 15, 2019, the Benton-Franklin local health jurisdiction must complete a final report summarizing the work completed to satisfy (a) through (c) of this subsection. The final report must include a description of outcomes that can be measured and linked to the expansion of youth suicide prevention activities funded by this subsection. The final report will serve as a guide for further expansion of youth suicide prevention in Benton-Franklin, or within other local health jurisdictions. The final report must be shared with the office of financial management, and the appropriate fiscal and policy committees of the legislature, by June 30, 2019.

(45) \$300,000 of the general fund—state appropriation for fiscal year 2019, \$626,000 of the emergency medical services account appropriation, and \$70,000 of the health professions account appropriation are provided solely for the department to establish a statewide electronic emergency medical services data system for licensed ambulances and aid services to report and furnish patient encounter data, for the distribution of health care supplies through the hub and spoke community-based public health programs, and for knowledge-based identity verification for the prescription monitoring program. The secretary shall be responsible for coordinating the statewide response to the opioid epidemic.

(46) \$375,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to contract with a private or nonprofit business or organization with experience using evidence-based practices and promising practices for global strategies to

reduce health disparities and address root social determinants of health for underserved communities in rural Washington state; with experience in working with underserved populations who face barriers to basic health and economic resources, including lack of access to preventative care, contributing to mismanagement of chronic disease and shortened lifespan; and with expertise regarding Washington state's global health institutions to bring strategies that have proven effective in developing countries to underserved communities in the United States. The program should engage marginalized communities in order to identify barriers and social determinants that most impact health, including access to housing and food and economic stability and be able to identify, train, and provide tools to community leaders. The department must report to the legislature by December 1, 2019, regarding identified barriers and any recommendations for interventions.

(47) \$160,000 of the medicaid fraud penalty account—state appropriation is provided solely for additional staffing to coordinate the integration of the prescription monitoring program data into electronic health systems pursuant to chapter 297, Laws of 2017 (ESHB 1427) (opioid treatment programs).

(48) \$25,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to implement Engrossed Second Substitute Senate Bill No. 6529 (pesticide application safety). ~~((If this bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(49) \$791,000 of the health professions account—state appropriation is provided solely to implement House Bill No. 2313 (chiropractic quality assurance commission). ~~((If this bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(50) \$1,028,000 of the health professions account—state appropriation is provided solely for the Washington medical commission for increased litigation.

(51) \$905,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for costs associated with the measles outbreak response.

(i) Of the amounts provided in this subsection, \$161,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department of health for non-budgeted costs.

(ii) Of the amounts provided in this subsection, \$744,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for Clark county.

Sec. 1117. 2018 c 299 s 220 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF CORRECTIONS

The appropriations to the department of corrections in this act shall be expended for the programs and in the amounts specified in this act. However, after May 1, ~~((2018,))~~ 2019 after approval by the director of financial management and unless specifically prohibited by this act, the department may transfer general fund—state

appropriations for fiscal year ((2018)) 2019 between programs. The department may not transfer funds, and the director of financial management may not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds. The director of financial management shall notify the appropriate fiscal committees of the senate and house of representatives in writing seven days prior to approving any deviations from appropriation levels. The written notification must include a narrative explanation and justification of the changes, along with expenditures and allotments by budget unit and appropriation, both before and after any allotment modifications or transfers.

(1) ADMINISTRATION AND SUPPORT SERVICES

General Fund—State Appropriation (FY 2018)	\$60,866,000
General Fund—State Appropriation (FY 2019)	(\$61,152,000)
	<u>\$63,968,000</u>
General Fund—Federal Appropriation	\$400,000
Pension Funding Stabilization Account—State	
Appropriation	\$7,602,000
TOTAL APPROPRIATION	\$130,020,000
	<u>\$132,836,000</u>

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

(a) \$35,000 of the general fund—state appropriation for fiscal year 2018 and \$35,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the support of a statewide council on mentally ill offenders that includes as its members representatives of community-based mental health treatment programs, current or former judicial officers, and directors and commanders of city and county jails and state prison facilities. The council will investigate and promote cost-effective approaches to meeting the long-term needs of adults and juveniles with mental disorders who have a history of offending or who are at-risk of offending, including their mental health, physiological, housing, employment, and job training needs.

(b)(i) During the 2017-2019 fiscal biennium, the department must revise its agreements and contracts with vendors to include a provision to require that each vendor agrees to equality among its workers by ensuring similarly employed individuals are compensated as equals as follows:

(A) Employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed;

(B) Vendors may allow differentials in compensation for its workers based in good faith on any of the following:

(I) A seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels.

(II) A bona fide job-related factor or factors may include, but not be limited to, education, training, or experience, that is: Consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential.

(III) A bona fide regional difference in compensation level must be: Consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential.

(ii) The provision must allow for the termination of the contract if the department or department of enterprise services determines that the vendor is not in compliance with this agreement or contract term.

(iii) The department must implement this provision with any new contract and at the time of renewal of any existing contract.

(c) \$488,000 of the general fund—state appropriation for fiscal year 2018 and \$964,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for information technology business solutions and are subject to the conditions, limitations, and review provided in section 724 of this act.

(d) The department, in collaboration with the health care authority, shall work to ensure that a single platform provider credentialing system is implemented. The authority and department shall ensure that appropriate cost offsets and cost avoidance are assumed for reduced staff time required for provider credentialing activity and reductions in improper billing activity when implementing provider credentialing systems.

(e) \$51,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for the implementation of Substitute House Bill No. 2638 (graduated reentry program). ((If the bill is not enacted by June 30, 2018, the amount in this subsection shall lapse.))

(2) CORRECTIONAL OPERATIONS

General Fund—State Appropriation (FY 2018)	\$499,134,000
General Fund—State Appropriation (FY 2019)	(\$515,165,000)
	<u>\$526,843,000</u>
General Fund—Federal Appropriation	\$818,000
Washington Auto Theft Prevention Authority Account—State	
Appropriation	\$4,588,000
Pension Funding Stabilization Account—State	

Appropriation.....	\$62,831,000
TOTAL	APPROPRIATION
.....	<u>\$1,082,536,000</u>
	<u>\$1,094,214,000</u>

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

(a) The department may contract for beds statewide to the extent that it is at no net cost to the department. The department shall calculate and report the average cost per offender per day, inclusive of all services, on an annual basis for a facility that is representative of average medium or lower offender costs. The duration of the contracts may be for up to four years. The department shall not pay a rate greater than \$85 per day per offender for all costs associated with the offender while in the local correctional facility to include programming and health care costs, or the equivalent of \$85 per day per bed including programming and health care costs for full units. The capacity provided at local correctional facilities must be for offenders whom the department of corrections defines as medium or lower security offenders. Programming provided for inmates held in local jurisdictions is included in the rate, and details regarding the type and amount of programming, and any conditions regarding transferring offenders must be negotiated with the department as part of any contract. Local jurisdictions must provide health care to offenders that meet standards set by the department. The local jail must provide all medical care including unexpected emergent care. The department must utilize a screening process to ensure that offenders with existing extraordinary medical/mental health needs are not transferred to local jail facilities. If extraordinary medical conditions develop for an inmate while at a jail facility, the jail may transfer the offender back to the department, subject to terms of the negotiated agreement. Health care costs incurred prior to transfer are the responsibility of the jail.

(b) \$501,000 of the general fund—state appropriation for fiscal year 2018 and \$501,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to maintain the facility, property, and assets at the institution formerly known as the maple lane school in Rochester.

(c) \$1,379,000 of the general fund—state appropriation for fiscal year 2018, and \$1,379,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to contract for the use of inmate bed capacity in lieu of prison beds operated by the state to meet prison capacity needs.

~~((d) \$250,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to enter into an agreement to purchase electricity for the Monroe correctional complex from a source located in Snohomish county that is fueled using commercial or industrial waste from an on-site lumber mill that employs at least 150 people.~~

~~((e))~~ (d) Within the amounts appropriated in this section, funding is provided to implement chapter 335, Laws of 2017 (SB 5037) (DUI 4th offense/felony).

~~((f))~~ (e) The appropriations in this section include sufficient funding for the implementation of chapter 226, Laws of 2017 (HB 1153) (vulnerable persons/crimes).

~~((g))~~ (f) Within the amounts appropriated in this section, the department of corrections must review the use of full body scanners at state correctional facilities for women to reduce the frequency of strip and body cavity searches and report with recommendations to the governor and the appropriate legislative committees by November 15, 2017. The report must address the cost of technology, installation, and maintenance; the benefits to personnel and inmates; information regarding accumulated exposure to radiation; and general guidelines for implementation at a pilot facility.

~~((h))~~ (g) \$400,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to contract with an independent third party to: (i) Provide a comprehensive review of the prison staffing model; and (ii) develop an updated prison staffing model for use by the department.

~~((i))~~ (h) \$240,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to install a body scanner at the Washington corrections center for women as a pilot project to reduce strip searches. The department must collect data on its change in practices, the benefits or issues with utilizing body scanners in the prison, and provide a report to the legislature and the appropriate fiscal committees of the legislature by October 15, 2019.

~~((j))~~ (i) \$240,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1889 (corrections ombuds). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(3) COMMUNITY SUPERVISION

General Fund—State	Appropriation (FY 2018)	\$179,455,000
General Fund—State	Appropriation (FY 2019)	(\$189,378,000)
		<u>\$202,178,000</u>
General Fund—Federal Appropriation		\$2,898,000
Pension Funding Stabilization Account—State		
Appropriation		\$12,791,000
TOTAL	APPROPRIATION	<u>\$384,522,000</u>
		<u>\$397,322,000</u>

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

(a) The department of corrections shall contract with local and tribal governments for the provision of jail capacity

to house offenders who violate the terms of their community supervision. A contract shall not have a cost of incarceration in excess of \$85 per day per offender. A contract shall not have a year-to-year increase in excess of three percent per year. The contracts may include rates for the medical care of offenders which exceed the daily cost of incarceration and the limitation on year-to-year increases, provided that medical payments conform to the department's offender health plan and pharmacy formulary, and all off-site medical expenses are preapproved by department utilization management staff.

(b) The department shall engage in ongoing mitigation strategies to reduce the costs associated with community supervision violators, including improvements in data collection and reporting and alternatives to short-term confinement for low-level violators.

(c) By January 1, 2018, the department of corrections shall provide a report to the office of financial management and the appropriate fiscal and policy committees of the legislature to include a review of the department's policies and procedures related to swift and certain sanctioning, and identification of legal decisions that impact caseload and operations. The report shall include recommendations for improving public and staff safety while decreasing recidivism through improved alignment of the department's policies and procedures with current best practices concerning swift and certain sanctioning. The report shall include a review of department practices, legal decisions that impact caseload and operations, an analysis of current best practices in other jurisdictions that have adopted swift and certain sanctioning, and recommendations to improve the department's practices and procedures.

(d) Within the amounts appropriated in this section, funding is provided to implement chapter 335, Laws of 2017 (SB 5037) (DUI 4th offense/felony).

(e) \$1,742,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Substitute House Bill No. 2638 (graduated reentry program). ~~((If the bill is not enacted by June 30, 2018, the amount in this subsection shall lapse.))~~

(f) \$1,170,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to cover costs associated with reducing the risk of miscalculating the end of community supervision and prison earned release dates for individuals releasing from the custody of the department.

(4) CORRECTIONAL INDUSTRIES

General Fund—State Appropriation (FY 2018)	\$6,278,000
General Fund—State Appropriation (FY 2019)	(\$5,959,000)
	<u>\$6,680,000</u>
Pension Funding Stabilization Account—State	
Appropriation	\$510,000
TOTAL	APPROPRIATION
.....	<u>\$12,747,000</u>

\$13,468,000

(5) INTERAGENCY PAYMENTS

General Fund—State Appropriation (FY 2018)	\$45,002,000
General Fund—State Appropriation (FY 2019)	(\$42,889,000)
	<u>\$42,526,000</u>
TOTAL	APPROPRIATION
.....	<u>\$87,891,000</u>
	<u>\$87,528,000</u>

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

(a) \$13,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Substitute House Bill No. 2638 (graduated reentry program). ~~((If the bill is not enacted by June 30, 2018, the amount in this subsection shall lapse.))~~

(b) \$72,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1889 (corrections ombuds). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(6) OFFENDER CHANGE

General Fund—State Appropriation (FY 2018)	\$52,685,000
General Fund—State Appropriation (FY 2019)	(\$56,724,000)
	<u>\$55,243,000</u>
Pension Funding Stabilization Account—State	
Appropriation	\$4,434,000
TOTAL	APPROPRIATION
.....	<u>\$113,843,000</u>
	<u>\$112,362,000</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 to repurpose underspent funds according to the priorities in the written plan.

(b) The department shall submit a report by December 1, 2018, to the appropriate committees of the legislature regarding the department's compliance with this subsection. The report must: (i) Include a summary of the comprehensive plan; (ii) analyze state funds allocated to cognitive behavioral change programs and reentry specific

programs, including percentages and amounts of funds used in evidence-based practices and the number of people being served; (iii) identify discontinued and newly implemented cognitive behavioral change programs and reentry specific programs, including information used by the department in evaluating the effectiveness of discontinued and implemented programs; and (iv) provide recommendations to improve program outcomes, including recommended strategies, deadlines, and funding.

(c) Within the amounts appropriated in this section, funding is provided to implement chapter 335, Laws of 2017 (SB 5037) (DUI 4th offense/felony).

(d) \$334,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Substitute House Bill No. 2638 (graduated reentry program). ~~((If the bill is not enacted by June 30, 2018, the amount in this subsection shall lapse.))~~

(7) HEALTH CARE SERVICES

General Fund—State Appropriation (FY 2018)	\$144,271,000
General Fund—State Appropriation (FY 2019)	(\$146,621,000)
	\$152,049,000
TOTAL APPROPRIATION	\$290,892,000
	\$296,320,000

The appropriations in this subsection are subject to the following conditions and limitations: The state prison medical facilities may use funds appropriated in this subsection to purchase goods, supplies, and services through hospital or other group purchasing organizations when it is cost effective to do so.

Sec. 1118. 2018 c 299 s 223 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

(1)(a) The appropriations to the department of children, youth, and families in this act must be expended for the programs and in the amounts specified in this act. However, after May 1, 2019, unless prohibited by this act, the department may transfer general fund—state appropriations for fiscal year 2019 among programs after approval by the director of the office of financial management. However, the department may not transfer state appropriations that are provided solely for a specified purpose except as expressly provided in (b) of this subsection.

(b) To the extent that transfers under (a) of this subsection are insufficient to fund actual expenditures in excess of fiscal year 2019 caseload forecasts and utilization assumptions in the foster care, adoption support, child protective services, and working connections child care programs, the department may transfer state appropriations that are provided solely for a specified purpose.

(2) The department and the department of social and health services shall coordinate to ensure that both agencies have sufficient funding for allocated and nonallocated central services and, if necessary, must enter into an interagency agreement to ensure that funds are transferred to the agency that incurs costs. The agencies shall jointly report to the office of financial management the status of state fiscal year 2019 allocated and nonallocated central services costs and whether fund transfers were required.

~~((+))~~ (3) CHILDREN AND FAMILIES SERVICES PROGRAM

General Fund—State Appropriation (FY 2019)	(\$361,756,000)	\$360,630,000
General Fund—Federal Appropriation.....	(\$246,625,000)	\$247,413,000
General Fund—Private/Local Appropriation	(\$1,477,000)	\$1,412,000
((Domestic Violence Prevention Account—State Appropriation	.....	\$1,002,000)
Pension Funding Stabilization Account—State Appropriation		\$13,976,000
TOTAL APPROPRIATION		\$624,836,000
		\$623,431,000

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

(a) \$748,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to contract for the operation of one pediatric interim care center. The center shall provide residential care for up to thirteen children through two years of age. Seventy-five percent of the children served by the center must be in need of special care as a result of substance abuse by their mothers. The center shall also provide on-site training to biological, adoptive, or foster parents. The center shall provide at least three months of consultation and support to the parents accepting placement of children from the center. The center may recruit new and current foster and adoptive parents for infants served by the center. The department shall not require case management as a condition of the contract.

(b) \$253,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the costs of hub home foster families that provide a foster care delivery model that includes a licensed hub home. Use of the hub home model is intended to support foster parent retention, improve child outcomes, and encourage the least restrictive community placements for children in out-of-home care.

(c) \$579,000 of the general fund—state appropriation for fiscal year 2019 and \$55,000 of the general

fund—federal appropriation are provided solely for a receiving care center east of the Cascade mountains.

(d) \$990,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for services provided through children's advocacy centers.

(e) \$1,351,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of performance-based contracts for family support and related services pursuant to RCW 74.13B.020.

(f) \$7,173,000 of the general fund—state appropriation for fiscal year 2019 and \$6,022,000 of the general fund—federal appropriation are provided solely for family assessment response. Amounts appropriated in this subsection are sufficient to implement Substitute Senate Bill No. 6309 (family assessment response).

(g) \$94,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a contract with a child advocacy center in Spokane to provide continuum of care services for children who have experienced abuse or neglect and their families.

(h) \$2,933,000 of the general fund—state appropriation for fiscal year 2019 and \$876,000 of the general fund—federal appropriation are provided solely for the department to reduce the caseload ratios of social workers serving children in foster care to promote decreased lengths of stay and to make progress towards achievement of the Braam settlement caseload outcome.

(i)(A) \$540,000 of the general fund—state appropriation for fiscal year 2019, \$328,000 of the general fund private/local appropriation, and \$126,000 of the general fund—federal appropriation are provided solely for a contract with an educational advocacy provider with expertise in foster care educational outreach. The amounts in this subsection are provided solely for contracted education coordinators to assist foster children in succeeding in K-12 and higher education systems and to assure a focus on education during the department's transition to performance-based contracts. Funding must be prioritized to regions with high numbers of foster care youth, or regions where backlogs of youth that have formerly requested educational outreach services exist. The department is encouraged to use private matching funds to maintain educational advocacy services.

(B) The department shall contract with the office of the superintendent of public instruction, which in turn shall contract with a nongovernmental entity or entities to provide educational advocacy services pursuant to RCW 28A.300.590.

(j) The department shall continue to implement policies to reduce the percentage of parents requiring supervised visitation, including clarification of the threshold for transition from supervised to unsupervised visitation prior to reunification.

(k) \$111,000 of the general fund—state appropriation for fiscal year 2019 and \$26,000 of the general fund—federal appropriation are provided solely for a base rate increase for licensed family child care providers. In addition, \$45,000 of the general fund—state appropriation

for fiscal year 2019 and \$11,000 of the general fund—federal appropriation are provided solely for increasing paid professional days from three days to five days for licensed family child care providers. Amounts in this subsection are provided solely for the 2017-2019 collective bargaining agreement covering family child care providers as set forth in section 940 of this act. Amounts provided in this subsection are contingent on the enactment of Senate Bill No. 5969 (transparency in public employee collective bargaining). ~~((If the bill is not enacted by July 31, 2017, the amounts provided in this subsection (k) shall lapse.))~~

(l) \$321,000 of the general fund—state appropriation for fiscal year 2019 and \$133,000 of the general fund—federal appropriation are provided solely to implement chapter 265, Laws of 2017 (SHB 1867) (ext. foster care transitions).

(m) \$400,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a contract with a national nonprofit organization to, in partnership with private matching funds, subcontract with a community organization for specialized, enhanced adoption placement services for legally free children in state custody. The contract must supplement, but not supplant, the work of the department to secure permanent adoptive homes for children.

(n) \$375,000 of the general fund—state appropriation for fiscal year 2019 and \$56,000 of the general fund—federal appropriation are provided solely for the department to develop, implement, and expand strategies to improve the capacity, reliability, and effectiveness of contracted visitation services for children in temporary out-of-home care and their parents and siblings. Strategies may include, but are not limited to, increasing mileage reimbursement for providers, offering transportation-only contract options, and mechanisms to reduce the level of parent-child supervision when doing so is in the best interest of the child. The department must submit an analysis of the strategies and associated outcomes no later than October 1, 2018.

(o) For purposes of meeting the state's maintenance of effort for the state supplemental payment program, the department of children, youth, and families shall track and report to the department of social and health services the monthly state supplemental payment amounts attributable to foster care children who meet eligibility requirements specified in the state supplemental payment state plan. Such expenditures must equal at least \$3,100,000 annually and may not be claimed toward any other federal maintenance of effort requirement. Annual state supplemental payment expenditure targets must continue to be established by the department of social and health services. Attributable amounts must be communicated by the department of children, youth, and families to the department of social and health services on a monthly basis.

(p) \$1,018,000 of the general fund—state appropriation for fiscal year 2019 and \$195,000 of the general fund—federal appropriation are provided solely for a six percent base rate increase for child care center providers, effective September 1, 2017.

(q) \$1,230,000 of the general fund—state appropriation for fiscal year 2019 and \$78,000 of the general fund—federal appropriation are provided solely to increase the travel reimbursement for in-home service providers.

(r) The department is encouraged to control exceptional reimbursement decisions so that the child's needs are met without excessive costs.

(s) \$1,342,000 of the general fund—state appropriation for fiscal year 2019 and \$959,000 of the general fund—federal appropriation are provided solely to implement Engrossed Substitute Senate Bill No. 5890 (foster care and adoption). Within the amounts provided in this section, \$366,000 of the general fund—state appropriation for fiscal year 2019 and \$174,000 of the general fund—federal appropriation are provided solely for short-term care for licensed foster families. If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.

(t) \$197,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to conduct biennial inspections and certifications of facilities, both overnight and day shelters, that serve those who are under 18 years old and are homeless.

(u) ~~(\$848,000)~~ \$1,741,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to operate emergent placement contracts. The department shall not include the costs to operate emergent placement contracts in the calculations for family foster home maintenance payments.

(v) The appropriations in this section include sufficient funding for the implementation of Second Substitute Senate Bill No. 6453 (kinship caregiver legal support).

(w) \$250,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to contract with a county-wide nonprofit organization with early childhood expertise in Pierce county for a pilot project that convenes stakeholders to develop and plan an intervention using the help me grow model to prevent child abuse and neglect.

(x) \$692,000 of the general fund—state appropriation for fiscal year 2019 and \$487,000 of the general fund—federal appropriation are provided solely for the department to implement an enhanced rate add-on for providers who increase bed capacity for behavioral rehabilitation services as measured against the provider's average bed capacity as of the first six months of fiscal year 2018. The department must report to the legislature no later than January 1, 2019, on the effect of this enhanced rate add-on on increasing behavioral rehabilitation services bed capacity and rates of placement.

(y) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed House Bill No. 2008 (state services for children). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(z) \$87,000 of the general fund—state appropriation for fiscal year 2019 and \$38,000 of the general fund—state appropriation are provided solely for implementation of Substitute Senate Bill No. 6222 (extended foster care eligibility). ~~((If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.))~~

(aa) \$533,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to expand performance-based contracts for family support and related services through network administrators, pursuant to Engrossed Senate Bill No. 6407 (H-5083.2).

(bb)(i) The department of children, youth, and families in collaboration with the office of the superintendent of public instruction, the department of commerce office of homeless youth prevention and protection programs, and the student achievement council must convene a work group with aligned nongovernmental agencies, including a statewide nonprofit coalition that is representative of communities of color and low-income communities focused on educational equity, to create a plan for children and youth in foster care and children and youth experiencing homelessness to facilitate educational equity with their general student population peers and to close the disparities between racial and ethnic groups by 2027. The work group must:

(A) Review the educational outcomes of children and youth in foster care and children and youth experiencing homelessness, including:

(I) Kindergarten readiness, early grade reading, school stability, high school completion, postsecondary enrollment, and postsecondary completion; and

(II) Disaggregated data by race and ethnicity;

(B) Consider the outcomes, needs, and services for children and youth in foster care and children and youth experiencing homelessness, and the specific needs of children and youth of color and those with special education needs;

(C) Map current education support services, including eligibility, service levels, service providers, outcomes, service coordination, data sharing, and overall successes and challenges;

(D) Engage stakeholders in participating in the analysis and development of recommendations, including foster youth and children and youth experiencing homelessness, foster parents and relative caregivers, birth parents, caseworkers, school districts and educators, early learning providers, postsecondary education advocates, and federally recognized tribes;

(E) Make recommendations for an optimal continuum of education support services to foster and homeless children and youth from preschool to postsecondary education that would provide for shared and sustainable accountability to reach the goal of educational parity, including recommendations to:

(I) Align indicators and outcomes across organizations and programs;

(II) Improve racial and ethnic equity in educational outcomes;

(III) Ensure access to consistent and accurate annual educational outcomes data;

(IV) Address system barriers such as data sharing;

(V) Detail options for governance and oversight to ensure educational services are continually available to foster and homeless children and youth regardless of status;

(VI) Detail a support structure that will ensure that educational records, educational needs, individualized education programs, credits, and other records will follow children and youth when they transition from district to district or another educational program or facility;

(VII) Explore the option of creating a specific statewide school district that supports the needs of and tracks the educational progress of children and youth in foster care and children and youth experiencing homelessness;

(VIII) Identify where opportunities exist to align policy, practices, and supports for students experiencing homelessness and foster students; and

(IX) Outline which recommendations can be implemented using existing resources and regulations and which require policy, administrative, and resource adjustments.

(ii) The work group should seek to develop an optimal continuum of services using research-based program strategies and to provide for prevention, early intervention, and seamless transitions.

(iii) Nothing in this subsection ~~((4))~~ (3)(bb) permits disclosure of confidential information protected from disclosure under federal or state law, including but not limited to information protected under chapter 13.50 RCW. Confidential information received by the work group retains its confidentiality and may not be further disseminated except as allowed under federal and state law.

(iv) By December 17, 2018, the work group must provide a report to the legislature on its analysis as described under this subsection ~~((4))~~ (3)(bb), the recommended plan, and any legislative and administrative changes needed to facilitate educational equity for children and youth in foster care and children and youth experiencing homelessness with their general student population peers by 2027.

(cc) \$3,025,000 of the general fund—state appropriation for fiscal year 2019 and \$1,907,000 of the general fund—federal appropriation are provided solely for rate increases for behavioral rehabilitation services providers.

~~((2))~~ (4) EARLY LEARNING PROGRAM

General Fund—State Appropriation (FY 2019)
.....~~(\$126,846,000)~~
\$125,365,000

General Fund—Federal Appropriation~~(\$149,289,000)~~
\$173,089,000

General Fund—Private/Local Appropriation	\$727,000
Education Legacy Trust Account—State Appropriation	\$14,190,000
Home Visiting Services Account—State Appropriation	\$5,489,000
Home Visiting Services Account—Federal Appropriation	\$11,706,000
WA Opportunity Pathways Account—State Appropriation	\$40,000,000
Pension Funding Stabilization Account—State Appropriation	\$468,000
TOTAL	APPROPRIATION
.....\$347,988,000	
<u>\$371,034,000</u>	

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

(a) \$67,938,000 of the general fund—state appropriation for fiscal year 2019, \$12,125,000 of the education legacy trust account—state appropriation, and \$40,000,000 of the opportunity pathways account appropriation are provided solely for the early childhood education and assistance program. These amounts shall support at least 13,491 slots in fiscal year 2019.

(b) \$200,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to develop and provide culturally relevant supports for parents, family, and other caregivers.

~~(c)~~((4)) The department is the lead agency for and recipient of the federal child care and development fund grant. Amounts within this grant shall be used to fund child care licensing, quality initiatives, agency administration, and other costs associated with child care subsidies. The department shall transfer a portion of this grant to the department of social and health services to fund the child care subsidies paid by the department of social and health services on behalf of the department.

~~((ii)(A) If the department receives additional federal child care and development funding while the legislature is not in session, the department shall request a federal allotment adjustment through the unanticipated receipts process defined in RCW 43.79.270 and shall prioritize its request based on the following priorities:~~

~~(I) Increasing child care rates comparable to market rates based on the most recent market survey;~~

~~(II) Increasing access to infant and toddler child care;~~

~~(III) Increasing access to child care in geographic areas where supply for subsidized child care does not meet the demand;~~

~~(IV) Providing nurse consultation services to licensed providers;~~

~~(V) Allowing working connections child care consumers who are full time community or technical college students to attend college full time and not have to meet work requirements; and~~

~~(VI) Meeting new or expanded federal mandates.~~

~~(B) The secretary of the department shall consult with the chairs and ranking members of the appropriate policy committees of the legislature prior to submitting the unanticipated receipt.)~~

(d)(i) ~~(\$78,090,000)~~ \$100,309,000 of the general fund—federal appropriation is provided solely for the working connections child care program under RCW 43.215.135. In order to not exceed the appropriated amount, the department shall manage the program so that the average monthly caseload does not exceed 33,000 households. The department shall give prioritized access into the program according to the following order:

(A) Families applying for or receiving temporary assistance for needy families (TANF);

(B) TANF families curing sanction;

(C) Foster children;

(D) Families that include a child with special needs;

(E) Families in which a parent of a child in care is a minor who is not living with a parent or guardian and who is a full-time student in a high school that has a school-sponsored on-site child care center;

(F) Families with a child residing with a biological parent or guardian who have received child protective services, child welfare services, or a family assessment response from the department in the past six months, and has received a referral for child care as part of the family's case management;

(G) Families that received subsidies within the last thirty days and:

(I) Have reapplied for subsidies; and

(II) Have household income of two hundred percent federal poverty level or below; and

(H) All other eligible families.

(ii) The department, in collaboration with the department of social and health services, must submit a final report by December 1, 2018, to the governor and the appropriate fiscal and policy committees of the legislature on quality control measures for the working connections child care program. The report must include:

(A) A detailed narrative of the procurement and implementation of an improved time and attendance system, including a detailed accounting of the costs of procurement and implementation;

(B) A comprehensive description of all processes, including computer algorithms and additional rule development, that the department and the department of social and health services plan to establish prior to and after

full implementation of the time and attendance system. At a minimum, processes must be designed to:

(I) Ensure the department's auditing efforts are informed by regular and continuous alerts of the potential for overpayments;

(II) Avoid overpayments to the maximum extent possible and expediently recover overpayments that have occurred;

(III) Withhold payment from providers when necessary to incentivize receipt of the necessary documentation to complete an audit;

(IV) Establish methods for reducing future payments or establishing repayment plans in order to recover any overpayments;

(V) Sanction providers, including termination of eligibility, who commit intentional program violations or fail to comply with program requirements, including compliance with any established repayment plans; and

(VI) Consider pursuit of prosecution in cases with fraudulent activity; and

(C) A description of the process by which fraud is identified and how fraud investigations are prioritized and expedited.

(iii) Beginning July 1, 2018, and annually thereafter, the department, in collaboration with the department of social and health services, must report to the governor and the appropriate fiscal and policy committees of the legislature on the status of overpayments in the working connections child care program. The report must include the following information for the previous fiscal year:

(A) A summary of the number of overpayments that occurred;

(B) The reason for each overpayment;

(C) The total cost of overpayments;

(D) A comparison to overpayments that occurred in the past two preceding fiscal years; and

(E) Any planned modifications to internal processes that will take place in the coming fiscal year to further reduce the occurrence of overpayments.

(e) Within available amounts, the department in consultation with the office of financial management and the department of social and health services shall report enrollments and active caseload for the working connections child care program to the legislative fiscal committees and the legislative-executive WorkFirst oversight task force on an agreed upon schedule. The report shall also identify the number of cases participating in both temporary assistance for needy families and working connections child care. The department must also report on the number of children served through contracted slots.

(f) \$1,560,000 of the general fund—state appropriation for fiscal year 2019 and \$6,712,000 of the general fund—federal appropriation are provided solely for

the seasonal child care program. If federal sequestration cuts are realized, cuts to the seasonal child care program must be proportional to other federal reductions made within the department.

(g) \$4,674,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the early childhood intervention prevention services (ECLIPSE) program. The department shall contract for ECLIPSE services to provide therapeutic child care and other specialized treatment services to abused, neglected, at-risk, and/or drug-affected children. The department shall ensure that contracted providers pursue receipt of federal funding associated with the early support for infants and toddlers program. Priority for services shall be given to children referred from the department.

(h) \$42,706,000 of the general fund—state appropriation for fiscal year 2019 and (~~(\$13,954,000)~~) \$14,001,000 of the general fund—federal appropriation are provided solely to maintain the requirements set forth in chapter 7, Laws of 2015, 3rd sp. sess. The department shall place a ten percent administrative overhead cap on any contract entered into with the University of Washington. In its annual report to the governor and the legislature, the department shall report the total amount of funds spent on the quality rating and improvements system and the total amount of funds spent on degree incentives, scholarships, and tuition reimbursements. Of the amounts provided in this subsection (4)(h), \$577,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a six percent base rate increase for child care center providers.

(i) \$1,728,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for reducing barriers for low-income providers to participate in the early achievers program.

(j) \$300,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a contract with a nonprofit entity experienced in the provision of promoting early literacy for children through pediatric office visits.

(k) \$2,000,000 of the education legacy trust account—state appropriation is provided solely for early intervention assessment and services.

(l) \$3,445,000 of the general fund—federal appropriation for fiscal year 2019 is provided solely for the department to procure a time and attendance system and are subject to the conditions, limitations, and review provided in section 724 of this act.

(m) 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 department are subject to technical oversight by the office of the chief information officer. The department must collaborate with the office of the chief information officer to develop a strategic business and technology architecture plan for a child care attendance and billing system that supports a statewide architecture.

(n)(i)(A) The department is required to provide to the education research and data center, housed at the office of financial management, data on all state-funded early childhood programs. These programs include the early support for infants and toddlers, early childhood education and assistance program (ECEAP), and the working connections and seasonal subsidized childcare programs including license exempt facilities or family, friend, and neighbor care. The data provided by the department to the education research data center must include information on children who participate in these programs, including their name and date of birth, and dates the child received services at a particular facility.

(B) ECEAP early learning professionals must enter any new qualifications into the department's professional development registry starting in the 2015-16 school year, and every school year thereafter. By October 2017, and every October thereafter, the department must provide updated ECEAP early learning professional data to the education research data center.

(C) The department must request federally funded head start programs to voluntarily provide data to the department and the education research data center that is equivalent to what is being provided for state-funded programs.

(D) The education research and data center must provide an updated report on early childhood program participation and K-12 outcomes to the house of representatives appropriations committee and the senate ways and means committee using available data by March 2018 for the school year ending in 2017.

(ii) The department, in consultation with the department of social and health services, must withhold payment for services to early childhood programs that do not report on the name, date of birth, and the dates a child received services at a particular facility.

(o) The department shall work with state and local law enforcement, federally recognized tribal governments, and tribal law enforcement to develop a process for expediting fingerprinting and data collection necessary to conduct background checks for tribal early learning and child care providers.

(p) \$2,651,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the 2017-2019 collective bargaining agreement covering family child care providers as set forth in section 940 of this act. Amounts provided in this subsection (4)(p) are contingent upon the enactment of Senate Bill No. 5969 (transparency in public employee collective bargaining). If the bill is not enacted by July 31, 2017, the amount provided in this subsection shall lapse. Of the amounts provided in this subsection:

(i) \$273,000 is for a base rate increase;

(ii) \$55,000 is for increasing paid professional development days from three days to five days;

(iii) \$1,708,000 is for the family child care providers 501(c)(3) organization for the substitute pool, training and quality improvement support services, and administration;

(iv) \$114,000 is for increasing licensing incentive payments; and

(v) \$500,000 is for needs based grants.

(q) \$175,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to contract with a nonprofit entity that provides quality improvement services to participants in the early achievers program to implement a community-based training module that supports licensed child care providers who have been rated in early achievers and who are specifically interested in serving children in the early childhood education and assistance program. The module must be functionally translated into Spanish and Somali. The module must prepare trainees to administer all aspects of the early childhood education and assistance program for eligible children in their licensed program and must be offered to 105 child care providers to serve children eligible for the early childhood education and assistance program by June 30, 2019.

(r) \$219,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of chapter 236, Laws of 2017 (SHB 1445) (dual language in early learning & K-12).

(s) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of chapter 202, Laws of 2017 (E2SHB 1713) (children's mental health).

(t) \$317,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 162, Laws of 2017 (SSB 5357) (outdoor early learning programs).

(u) \$50,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department, in collaboration with the department of health, to submit a report on child care nurse consultation to the governor and appropriate fiscal and policy committees of the legislature by December 1, 2018. The report must address the following:

(i) Provide background on what nurse consultation services are currently available to licensed child care providers; and

(ii) Provide options and recommendations, including fiscal estimates, for a plan to provide nurse consultation services to licensed child care providers who request assistance in addressing the health and behavioral needs of children in their care.

(v) \$163,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to develop a community-based training module in managing and sustaining a child care business for child care providers and entrepreneurs. To develop the training, the department must consult with the statewide child care resource and referral network, the community and technical

college system, and one or more community-based organizations with experience in preparing child care providers for entry into the workforce. By November 1, 2018, the department must offer the training as a pilot in rural Jefferson county and urban Pierce county. The department must report on the results of the pilot to the governor and the legislature by December 1, 2019.

(w) \$74,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed House Bill No. 2861 (trauma-informed child care). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(x) \$750,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of the expanded learning opportunity quality initiative pursuant to RCW 43.215.100(3)(d).

(y) \$150,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to implement Engrossed Second Substitute House Bill No. 2779 (children mental health services). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((3))~~ (5) PROGRAM SUPPORT

General Fund—State Appropriation (FY 2019)	((\$1,709,000))
	<u>\$52,824,000</u>
General Fund—Federal Appropriation.....	((\$15,928,000))
	<u>\$16,672,000</u>
TOTAL	APPROPRIATION
	<u>\$67,637,000</u>
	<u>\$69,496,000</u>

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

(a) The appropriations provided in this subsection are provided solely for implementation of Engrossed Second Substitute House Bill No. 1661 (child, youth, families department). If the bill is not enacted by July 31, 2017, the amount provided in this subsection shall lapse.

(b)(i) During the 2017-2019 fiscal biennium, the department must revise its agreements and contracts with vendors to include a provision to require that each vendor agrees to equality among its workers by ensuring similarly employed individuals are compensated as equals as follows:

(A) Employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed;

(B) Vendors may allow differentials in compensation for its workers based in good faith on any of the following:

(I) A seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels.

(II) A bona fide job-related factor or factors may include, but not be limited to, education, training, or experience, that is: Consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential.

(III) A bona fide regional difference in compensation level must be: Consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential.

(ii) The provision must allow for the termination of the contract if the department or department of enterprise services determines that the vendor is not in compliance with this agreement or contract term.

(iii) The department must implement this provision with any new contract and at the time of renewal of any existing contract.

(c)(i) \$150,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to conduct a study, jointly with the office of homeless youth prevention and protection programs within the department of commerce, on the public system response to families and youth in crisis who are seeking services to address family conflict in the absence of child abuse and neglect.

(ii) In conducting the study required under this section, the department and the office shall involve stakeholders involved in advocating and providing services to truants and at-risk youth, and shall consult with local jurisdictions, the Washington administrative office of the courts, and other entities as appropriate. The study shall review the utilization of existing resources such as secure crisis residential centers, crisis residential centers, and HOPE beds and make recommendations to assure effective use or redeployment of these resources.

(iii) The department and office shall develop recommendations to improve the delivery of services to youth and families in conflict which shall include a plan to provide community-based early intervention services as well as intensive interventions for families and youth facing crisis so severe that a youth cannot continue to reside in the home or is at risk of experiencing homelessness. Recommendations may include changes to family reconciliation services, and revisions to the at-risk youth and child in need of services petition processes, including consideration of a combined family in need of services petition process or a civil citation process.

(iv) The department and the office shall jointly submit recommendations required by this section to the governor and the appropriate legislative committees no later than December 15, 2018.

(d) \$1,000,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to support the implementation of the department of children,

youth, and families. The department must submit an expenditure plan to the office of financial management and may expend implementation funds after the approval of the director of the office of financial management.

(e) \$111,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed House Bill No. 2008 (state services for children). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

**PART XII
SUPPLEMENTAL
NATURAL RESOURCES**

Sec. 1201. 2018 c 299 s 302 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

General Fund—State Appropriation (FY 2018)	\$19,735,000
General Fund—State Appropriation (FY 2019)	(\$22,505,000)
	<u>\$22,508,000</u>
General Fund—Federal Appropriation	\$106,467,000
General Fund—Private/Local Appropriation	\$23,008,000
Reclamation Account—State Appropriation	\$4,101,000
Flood Control Assistance Account—State Appropriation	\$4,173,000
State Emergency Water Projects Revolving Account—State Appropriation	\$40,000
Waste Reduction/Recycling/Litter Control—State Appropriation	(\$14,787,000)
	<u>\$14,788,000</u>
State Drought Preparedness Account—State Appropriation	\$204,000
State and Local Improvements Revolving Account (Water Supply Facilities)—State Appropriation	\$164,000
Aquatic Algae Control Account—State Appropriation	\$522,000
Water Rights Tracking System Account—State Appropriation	\$47,000
Site Closure Account—State Appropriation	\$582,000
Wood Stove Education and Enforcement Account—State Appropriation	\$560,000
Worker and Community Right-to-Know Account—State Appropriation	\$1,869,000
Water Rights Processing Account—State Appropriation	\$39,000

State Toxics Control Account—State Appropriation	((<u>\$149,327,000</u>))
	<u>\$150,176,000</u>
State Toxics Control Account—Private/Local	
Appropriation	\$499,000
Local Toxics Control Account—State Appropriation	\$4,864,000
Water Quality Permit Account—State Appropriation	((<u>\$44,403,000</u>))
	<u>\$44,421,000</u>
Underground Storage Tank Account—State Appropriation	\$3,661,000
Biosolids Permit Account—State Appropriation	\$2,203,000
Environmental Legacy Stewardship Account—State	
Appropriation	((<u>\$41,421,000</u>))
	<u>\$41,423,000</u>
Hazardous Waste Assistance Account—State	
Appropriation	((<u>\$6,593,000</u>))
	<u>\$6,594,000</u>
Radioactive Mixed Waste Account—State Appropriation	((<u>\$18,425,000</u>))
	<u>\$18,426,000</u>
Air Pollution Control Account—State Appropriation	\$3,477,000
Oil Spill Prevention Account—State Appropriation	((<u>\$9,744,000</u>))
	<u>\$9,745,000</u>
Air Operating Permit Account—State Appropriation	\$3,816,000
Freshwater Aquatic Weeds Account—State Appropriation	\$1,459,000
Oil Spill Response Account—State Appropriation	\$7,076,000
Dedicated Marijuana Account—State Appropriation	
(FY 2019).....	\$98,000
Pension Funding Stabilization Account—State	
Appropriation	\$2,924,000
Water Pollution Control Revolving Administration	
Account—State Appropriation	\$3,595,000
TOTAL	APPROPRIATION
	<u>\$502,388,000</u>
	<u>\$503,264,000</u>

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

(1) \$170,000 of the oil spill prevention account—state appropriation is provided solely for a contract with the University of Washington's sea grant program to continue an educational program targeted to small spills from commercial fishing vessels, ferries, cruise ships, ports, and marinas.

(2) \$15,000,000 of the general fund—state appropriation for fiscal year 2018 and \$15,000,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for activities within the water resources program.

(3) \$228,000 of the general fund—state appropriation for fiscal year 2018 and \$227,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to grant to the northwest straits commission to distribute equally among the seven Puget Sound marine resource committees.

(4) Within existing resources, the department of ecology must engage stakeholders in a revision of WSR 13-22-073, rule amendments to chapter 173-350 WAC, to revise the proposed rule and submit a report to the senate local government and energy, environment, and telecommunications committees and the house of representatives local government and environment committees by September 1, 2017. The report must include a summary of areas of consensus and dispute, proposed resolution of disputes, a list of engaged stakeholders, a proposed timeline for potential rule adoption, and the most recent draft of proposed amendment language, if any.

(5) \$180,000 of the general fund—state appropriation for fiscal year 2019, \$44,000 of the waste reduction, recycling and litter control account—state appropriation, \$720,000 of the state toxics control account—state appropriation, \$17,000 of the local toxics control account—state appropriation, \$220,000 of the water quality permit account—state appropriation, \$23,000 of the underground storage tank account—state appropriation, \$132,000 of the environmental legacy stewardship account—state appropriation, \$39,000 of the hazardous waste assistance account—state appropriation, \$86,000 of the radioactive mixed waste account—state appropriation, \$18,000 of the air pollution control account—state appropriation, \$41,000 of the oil spill prevention account—state appropriation, and \$23,000 of the air operating permit account—state appropriation are provided solely for modernizing and migrating the department of ecology's business applications from an agency-based data center to the state data center or a cloud environment and are subject to the conditions, limitations, and review provided in section 724, chapter 1, Laws of 2017 3rd sp. sess.

(6) \$80,000 of the hazardous waste assistance account—state appropriation is provided solely for the implementation of Substitute House Bill No. 2634 (antifouling paints). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(7) \$97,000 of the state toxics control account—state appropriation is provided solely for the implementation of Engrossed Substitute House Bill No. 2658 (perfluorinated

chemicals). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(8) \$42,000 of the general fund—state appropriation for fiscal year 2018 and \$102,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of Executive Order No. 12-07, Washington's response to ocean acidification.

(9) \$81,000 of the oil spill prevention account—state appropriation is provided solely for rule-making and other implementation costs of chapter 239, Laws of 2017 (short line railroad).

(10) \$73,000 of the state toxics control account—state appropriation is provided solely for implementing the provisions of Engrossed Substitute Senate Bill No. 6413 (firefighting/toxic chemicals). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(11) \$1,143,000 of the oil spill prevention account—state appropriation is provided solely for implementing the provisions of Engrossed Second Substitute Senate Bill No. 6269 (strengthening oil transportation safety). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(12) \$190,000 of the general fund—state appropriation for fiscal year 2018, \$1,707,000 of the general fund—state appropriation for fiscal year 2019, and \$2,000,000 of the flood control assistance account—state appropriation are provided solely for the implementation of chapter 1, Laws of 2018 (ESSB 6091) (water availability).

(13) \$11,000 of the state toxics control account—state appropriation and \$17,000 of the air pollution control account—state appropriation are provided solely for the implementation of Substitute Senate Bill No. 6055 (apple maggot/outdoor burning). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

(14) \$14,000 of the state toxics control account—state appropriation and \$13,000 of the water quality permit account—state appropriation are provided solely for the implementation of Engrossed House Bill No. 2957 (nonnative finfish escape). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

(15)(a) \$625,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to address water use in violation of chapter 90.03 or 90.44 RCW in priority watersheds. The legislature recognizes that water use in violation of chapter 90.03 or 90.44 RCW in priority watersheds can impair existing instream flows and senior water rights and supports actions taken by the department to reduce water use in violation of chapter 90.03 or 90.44 RCW. The department shall engage in compliance and enforcement work to ensure compliance with requirements under chapters 90.03 and 90.44 RCW. Funding is authorized to be used for technical assistance, informal enforcement, and formal enforcement actions.

(b) The department shall use funds appropriated under this section to work in water resource inventory areas where: (a) Rules have been adopted under chapters 90.22 or

90.54 RCW; (b) those rules do not specify mitigation requirements for groundwater withdrawals exempt from permitting under RCW 90.44.050; and (c) the department believes water use in violation of chapter 90.03 or 90.44 RCW is negatively impacting streamflows.

(c) The department shall submit a report to the legislature by December 1, 2019, that summarizes the compliance and enforcement work completed in each basin, including the estimated benefit to streamflows occurring from actions taken.

(d) Appropriations under this section should not replace or otherwise impact funds appropriated to the department to carry out duties under RCW 90.03.605 and chapter 90.08 RCW.

(16) \$187,000 of the state toxics control account—state appropriation is provided solely to the department to begin a multiyear study to distinguish the sources of emissions of the toxic air pollutant that poses the greatest cancer risk at the air monitoring station that is located closest to a port in the state with the highest volume of container traffic in domestic and foreign waterborne trade, as measured by the United States bureau of transportation statistics for the most recent year such statistics were available, as of January 1, 2017. The local air pollution control authority may financially contribute to the completion of this study, and the department is encouraged to consult with the local air pollution control authority in designing and implementing this study.

(17) \$98,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for the department to begin conducting research into appropriate protocols and accreditation standards for marijuana testing laboratories. By January 15, 2019, the department must report to the appropriate committees of the legislature with preliminary recommendations regarding laboratory accreditation standards that should be applied to marijuana testing laboratories.

(18) \$778,000 of the state toxics control account—state appropriation is provided solely to the department to cover the cost of expert witnesses, discovery, motions practice, and other expenses that will occur during the preparation and trial phases of the *Lighthouse Resources Inc. et al. v. Insee et al.* case.

Sec. 1202. 2018 c 299 s 303 (uncodified) is amended to read as follows:

FOR THE STATE PARKS AND RECREATION COMMISSION

General Fund—State Appropriation (FY 2018)	\$8,993,000
General Fund—State Appropriation (FY 2019)	.....(\$10,328,000)
	<u>\$10,578,000</u>
General Fund—Federal Appropriation	.....\$6,977,000
Winter Recreation Program Account—State Appropriation	.....\$3,292,000

ORV and Nonhighway Vehicle Account—State Appropriation	\$392,000
Snowmobile Account—State Appropriation	\$5,632,000
Aquatic Lands Enhancement Account—State Appropriation	\$367,000
Recreation Access Pass Account—State Appropriation	\$50,000
Parks Renewal and Stewardship Account—State Appropriation	(\$124,299,000)
	<u>\$124,833,000</u>
Parks Renewal and Stewardship Account—Private/Local Appropriation	(\$420,000)
	<u>\$615,000</u>
Pension Funding Stabilization Account—State Appropriation	\$1,498,000
TOTAL	APPROPRIATION
.....	<u>\$162,248,000</u>
	<u>\$163,227,000</u>

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

(1) \$129,000 of the general fund—state appropriation for fiscal year 2018 and \$129,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a grant for the operation of the Northwest weather and avalanche center.

(2) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the commission to pay assessments charged by local improvement districts.

(3) \$700,000 of the parks renewal and stewardship account—state appropriation is provided solely for the commission to replace 32 existing automated pay stations and to install 38 additional automated pay stations within state parks.

(4) \$50,000 of the recreation access pass account—state appropriation is provided solely for the commission, using its authority under RCW 79A.05.055(3) and in partnership with the department of fish and wildlife and the department of natural resources, to coordinate a process to develop options and recommendations to improve consistency, equity, and simplicity in recreational access fee systems while accounting for the fiscal health and stability of public land management. The process must be collaborative and include other relevant agencies and appropriate stakeholders. The commission must contract with the William D. Ruckelshaus Center or another neutral third party to facilitate meetings and discussions with parties involved in the process and provide a report to the appropriate committees of the legislature by December 1, 2017. The process must analyze and make recommendations on:

(a) Opportunities for federal and state recreational permit fee coordination, including the potential for developing a system that allows a single pass to provide access to federal and state lands;

(b) Opportunities to enhance consistency in the way state and federal recreational access fees apply to various types of recreational users, including those that travel to public lands by motor vehicle, boat, bicycle, foot, or another method; and

(c) Opportunities to develop a comprehensive and consistent statewide approach to recreational fee discounts and exemptions to social and other groups including, but not limited to, disabled persons, seniors, disabled veterans, foster families, low-income residents, and volunteers. This analysis must examine the cost of such a program, and should consider how recreational fee discounts fit into the broader set of benefits provided by the state to these social groups. This includes a review of the efficacy, purpose, and cost of existing recreational fee discounts and exemptions, as well as opportunities for new or modified social group discounts and exemptions. The department of veterans affairs and the department of social and health services must be included in this portion of the process.

(5) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the commission to carry out forest health related activities at the Squilchuck state park.

Sec. 1203. 2018 c 299 s 306 (uncodified) is amended to read as follows:

FOR THE CONSERVATION COMMISSION

General Fund—State Appropriation (FY 2018)	\$7,074,000
General Fund—State Appropriation (FY 2019)	.....
	(\$7,329,000)
	<u>\$7,629,000</u>
General Fund—Federal Appropriation	\$2,301,000
Public Works Assistance Account—State Appropriation	\$7,619,000
State Toxics Control Account—State Appropriation	\$1,000,000
Pension Funding Stabilization Account—State Appropriation	\$254,000
TOTAL	APPROPRIATION
.....	<u>\$25,577,000</u>
	<u>\$25,877,000</u>

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

(1) \$7,602,000 of the public works assistance account—state appropriation is provided solely for implementation of the voluntary stewardship program. This amount may not be used to fund agency indirect and administrative expenses.

(2)(a) \$50,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the commission to convene and facilitate a food policy forum. The director of the commission is responsible for appointing participating members of the food policy forum in consultation with the director of the department of agriculture. In making appointments, the director of the commission must attempt to ensure a diversity of knowledge, experience, and perspectives by building on the representation established by the food system roundtable initiated by executive order No. 10-02.

(b) In addition to members appointed by the director of the state conservation commission, four legislators may serve on the food policy forum in an ex officio capacity. Legislative participants must be appointed as follows:

(i) The speaker of the house of representatives shall appoint one member from each of the two largest caucuses of the house of representatives; and

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

(c) The commission shall coordinate with the office of farmland preservation and the department of agriculture to avoid duplication of effort. The commission must report to the appropriate committees of the legislature, consistent with RCW 43.01.036, with the forum's recommendations by June 30, 2019.

(3) \$275,000 of the general fund—state appropriation for fiscal year 2018 and \$475,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for grants and technical assistance. Of the amounts provided in this subsection, \$25,000 in fiscal year 2018 and \$225,000 in fiscal year 2019 are provided solely for activities related to water quality improvements and fecal coliform DNA speciation statewide.

Sec. 1204. 2018 c 299 s 307 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF FISH AND WILDLIFE

General Fund—State Appropriation (FY 2018)	\$46,860,000
General Fund—State Appropriation (FY 2019)	(\$47,569,000)
	<u>\$47,788,000</u>
General Fund—Federal Appropriation	(\$130,365,000)
	<u>\$130,369,000</u>
General Fund—Private/Local Appropriation	(\$63,918,000)
	<u>\$63,920,000</u>
ORV and Nonhighway Vehicle Account—State Appropriation	\$699,000
Aquatic Lands Enhancement Account—State Appropriation	\$10,423,000

Recreational Fisheries Enhancement—State Appropriation	\$3,118,000
Warm Water Game Fish Account—State Appropriation	\$2,660,000
Eastern Washington Pheasant Enhancement Account—State Appropriation	\$675,000
State Wildlife Account—State Appropriation	(\$117,751,000)
	<u>\$117,755,000</u>
Special Wildlife Account—State Appropriation	\$3,234,000
Special Wildlife Account—Federal Appropriation	\$505,000
Special Wildlife Account—Private/Local Appropriation	\$3,573,000
Wildlife Rehabilitation Account—State Appropriation	\$361,000
Ballast Water and Biofouling Management Account—State Appropriation	\$10,000
Hydraulic Project Approval Account—State Appropriation	(\$29,000)
	<u>\$179,000</u>
Environmental Legacy Stewardship Account—State Appropriation	\$2,763,000
Regional Fisheries Enhancement Salmonid Recovery Account—Federal Appropriation	\$5,001,000
Oil Spill Prevention Account—State Appropriation	\$1,120,000
Pension Funding Stabilization Account—State Appropriation	\$5,178,000
Oyster Reserve Land Account—State Appropriation	\$527,000
Performance Audits of Government Account—State Appropriation	\$325,000
Aquatic Invasive Species Management Account—State Appropriation	\$1,656,000
	TOTAL APPROPRIATION
	<u>\$446,581,000</u>
	<u>\$448,699,000</u>

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

(1) \$67,000 of the general fund—state appropriation for fiscal year 2018 and \$467,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to pay for emergency fire suppression costs. These amounts may

not be used to fund agency indirect and administrative expenses.

(2) \$1,109,000 of the general fund—state appropriation for fiscal year 2018 and \$1,109,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for payments in lieu of real property taxes to counties that elect to receive the payments for department-owned game lands within the county.

(3) \$415,000 of the general fund—state appropriation for fiscal year 2018, \$415,000 of the general fund—state appropriation for fiscal year 2019, and \$440,000 of the general fund—federal appropriation are provided solely for county assessments.

(4) Prior to submitting its 2019-2021 biennial operating and capital budget requests related to state fish hatcheries to the office of financial management, the department shall contract with the hatchery scientific review group (HSRG) to review the proposed requests. This review shall: (a) Determine if the proposed requests are consistent with HSRG recommendations; (b) prioritize the components of the requests based on their contributions to protecting wild salmonid stocks and meeting the recommendations of the HSRG; and (c) evaluate whether the proposed requests are being made in the most cost-effective manner. The department shall provide a copy of the HSRG review to the office of financial management with its agency budget proposal.

(5) \$400,000 of the general fund—state appropriation for fiscal year 2018 and \$400,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a state match to support the Puget Sound nearshore partnership between the department and the United States army corps of engineers. Prior to implementation of any Puget Sound nearshore ecosystem restoration projects in Whatcom county, the department must consult with and seek, to the maximum extent practicable, consensus on those projects among appropriate landowners, federally recognized Indian tribes, agencies, and community and interest groups.

(6) Within the amounts appropriated in this section, the department shall identify additional opportunities for partnerships in order to keep fish hatcheries operational. Such partnerships shall aim to maintain fish production and salmon recovery with less reliance on state operating funds.

(7) \$525,000 of the general fund—state appropriation for fiscal year 2018 and \$525,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for training for a work unit to engage and empower diverse stakeholders in decisions about fish and wildlife, the continued conflict transformation with the wolf advisory group, and for cost share partnerships with livestock owners and the use of range riders to reduce the potential for depredation of livestock from wolves. The department shall cooperate with the department of agriculture to shift the responsibility of implementing cost-sharing contracts with livestock producers to use nonlethal actions to minimize livestock loss from wolves and other carnivores to the department of agriculture.

(8) \$1,259,000 of the state wildlife account—state appropriation is provided solely for the fish program, including implementation of Substitute House Bill No. 1597 (commercial fishing). If the bill is not enacted by July 31, 2017, the amount provided in this subsection shall lapse.

(9) \$1,630,000 of the aquatic invasive species management account, \$600,000 of the general fund—federal appropriation, \$62,000 of the state wildlife account—state appropriation, and \$10,000 of the ballast water and biofouling management account—state appropriation are provided solely for activities related to aquatic invasive species, including implementation of Substitute House Bill No. 1429 or Substitute Senate Bill No. 5303 (aquatic invasive species). If neither bill is enacted by July 31, 2017, the amounts provided in this subsection shall lapse.

(10) Within amounts provided in this section, the department must consult with affected tribes and landowners in Skagit county to develop and implement a plan designed to address elk-related agricultural damage and vehicular collisions by using all available and appropriate methods including, but not limited to, cooperative fencing projects and harvest in order to minimize elk numbers on private lands and maximize the number of elk located on state and federal lands. The plan must be implemented by September 1, 2018.

(11) Within the appropriations of this section, the department shall initiate outreach with recreational fishing stakeholders so that recreational fishing guide and non-guided angler data can be collected and analyzed to evaluate changes in the structure of guide licensing, with the objectives of: (a) Improving the fishing experience and ensuring equitable opportunity for both guided and non-guided river anglers, (b) managing fishing pressure to protect wild steelhead and other species; and (c) ensuring that recreational fish guiding remains a sustainable economic contributor to rural economies. The department shall convene public meetings in the North Olympic Peninsula and Klickitat River areas, and may include other areas of the state, and shall provide the appropriate standing committees of the legislature a summary of its findings, by December 31, 2017.

(12)(a) \$5,500,000 of the general fund—state appropriation for fiscal year 2018, \$5,500,000 of the general fund—state appropriation for fiscal year 2019, and \$325,000 of the performance audits of government account—state appropriation are provided solely as one-time funding to support the department in response to its budget shortfall. Of the amounts provided in this subsection, \$450,000 of the general fund—state appropriation for fiscal year 2018 and \$450,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to grant to the regional fisheries enhancement groups. In order to address this shortfall on a long-term basis, the department must develop a plan for balancing projected revenue and expenditures and improving the efficiency and effectiveness of agency operations, including:

(i) Expenditure reduction options that maximize administrative and organizational efficiencies and savings,

while avoiding hatchery closures and minimizing impacts to fisheries and hunting opportunities; and

(ii) Additional revenue options and an associated outreach plan designed to ensure that the public, stakeholders, the commission, and legislators have the opportunity to understand and impact the design of the revenue options.

(iii) The range of options created under (a)(i) and (ii) of this subsection must be prioritized by impact on achieving financial stability, impact on the public and fisheries and hunting opportunities, and on timeliness and ability to achieve intended outcomes.

(b) In consultation with the office of financial management, the department must consult with an outside management consultant to evaluate and implement efficiencies to the agency's operations and management practices. Specific areas of evaluation must include:

(i) Potential inconsistencies and increased costs associated with the decentralized nature of organizational authority and operations;

(ii) The department's budgeting and accounting processes, including work done at the central, program, and region levels, with specific focus on efficiencies to be gained by centralized budget control;

(iii) Executive management, program management, and regional management structures, specifically addressing accountability.

(c) In carrying out these planning requirements, the department must provide quarterly updates to the commission, office of financial management, and appropriate legislative committees. The department must provide a final summary of its process and plan by September 1, 2018.

(d) The department, in cooperation with the office of financial management shall conduct a zero-based budget review of its operating budget and activities to be submitted with the department's 2019-2021 biennial budget submittal. Information and analysis submitted by the department for the zero-based review under this subsection shall include:

(i) A statement of the statutory basis or other basis for the creation of each program and the history of each program that is being reviewed;

(ii) A description of how each program fits within the strategic plan and goals of the agency and an analysis of the quantified objectives of each program within the agency;

(iii) Any available performance measures indicating the effectiveness and efficiency of each program;

(iv) A description with supporting cost and staffing data of each program and the populations served by each program, and the level of funding and staff required to accomplish the goals of the program if different than the actual maintenance level;

(v) An analysis of the major costs and benefits of operating each program and the rationale for specific expenditure and staffing levels;

(vi) An analysis estimating each program's administrative and other overhead costs;

(vii) An analysis of the levels of services provided; and

(viii) An analysis estimating the amount of funds or benefits that actually reach the intended recipients.

(13) \$580,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of chapter 1, Laws of 2018 (ESSB 6091) (water availability).

(14) \$76,000 of the general fund—state appropriation for fiscal year 2018 and \$472,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to increase enforcement of vessel traffic near orca whales, especially commercial and recreational whale watchers and shipping, and to reduce underwater noise levels that interfere with feeding and communication. While the patrol focus is to be on orca whale protection when the animals are present, nothing prohibits responses to emergent public safety or in-progress poaching incidents. In the event that orca whales are not present in marine waters of Puget Sound, emphasis will be placed on patrols that protect living marine resources in northern Puget Sound.

(15) \$837,000 of the general fund—state appropriation for fiscal year 2019 is appropriated for the department to increase hatchery production of key prey species fish throughout the Puget Sound, coast, and Columbia river. The department shall work with the governor, federal partners, tribal co-managers, the hatchery scientific review group, and other interested parties to develop a biennial hatchery production plan by December 31, 2018, that will: (a) Identify, within hatchery standards and endangered species act constraints, hatchery programs and specific facilities to contribute to the dietary needs of orca whales; (b) consider prey species preferences and migratory patterns of orca whales; and (c) include adaptive management provisions to ensure the conservation and enhancement of wild stocks. The final plan will be reviewed by the hatchery scientific review group and submitted to the appropriate committees of the legislature by December 31, 2018.

(16) \$115,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for an interagency agreement with the office of financial management for facilitation services and support the governor's efforts to develop a long-term action plan for orca whale recovery.

(17) \$55,000 of the state wildlife account—state appropriation is provided solely for implementing the provisions of Engrossed Substitute Senate Bill No. 6127 (halibut fishery). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(18) \$65,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Engrossed House Bill No. 2957

(nonnative finfish escape). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

(19) \$183,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to evaluate translocation as a management tool to advance the recovery of wolves using the state environmental policy act (SEPA) process. The department shall provide a report to the legislature outlining the results of the SEPA process no later than December 31, 2019.

(20) \$373,000 of the general fund—state appropriation for fiscal year 2018 and \$417,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to complete the third and final phase of the Puget Sound steelhead research project.

(21) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$400,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to add a veterinarian, microbiologist, and make laboratory upgrades to ensure the hatchery program complies with recent changes in water quality and health laws.

(22) \$400,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for restoration costs that are a result of wildfire damage.

(23) \$300,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to implement and enforce chapter 2, Laws of 2016 (Initiative Measure No. 1401).

(24) The department must ensure the following actions occur prior to initiating construction of the Buckmire slough project:

(a) The department shall engage with hunters and other stakeholders to consider alternative project designs that balance the multiple recreational uses and species habitat needs at the wildlife area;

(b) The department shall quantify potential habitat and recreational hunting loss associated with the project, and will work with stakeholders and interested members of the public to develop strategies for mitigating those losses; and

(c) Where necessary, the department shall make payments to all public and private entities that contributed to the purchase of the unit's 540 acres of waterfowl habitat, in amounts that are required by the funding entity.

(25) \$216,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for increased wildlife conflict response and cost-share contracts between the department and landowners to reduce the potential for wolf-livestock conflict, including but not limited to contracts for range riders.

Sec. 1205. 2018 c 299 s 308 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF NATURAL RESOURCES

General Fund—State Appropriation (FY 2018)	\$74,728,000
General Fund—State Appropriation (FY 2019)	(\$49,316,000)
	<u>\$60,944,000</u>
General Fund—Federal Appropriation	(\$36,496,000)
	<u>\$54,450,000</u>
General Fund—Private/Local Appropriation	(\$3,230,000)
	<u>\$4,430,000</u>
Forest Development Account—State Appropriation	(\$50,122,000)
	<u>\$50,125,000</u>
ORV and Nonhighway Vehicle Account—State	
Appropriation	\$7,843,000
Surveys and Maps Account—State Appropriation	\$2,479,000
Aquatic Lands Enhancement Account—State	
Appropriation	(\$16,188,000)
	<u>\$16,189,000</u>
Resources Management Cost Account—State	
Appropriation	(\$121,520,000)
	<u>\$121,527,000</u>
Surface Mining Reclamation Account—State	
Appropriation	\$4,122,000
Disaster Response Account—State Appropriation	\$23,076,000
Forest and Fish Support Account—State Appropriation	\$12,789,000
Aquatic Land Dredged Material Disposal Site Account—State	
Appropriation	\$400,000
Natural Resources Conservation Areas Stewardship Account—State	
Appropriation	\$232,000
State Toxics Control Account—State Appropriation	(\$10,709,000)
	<u>\$10,710,000</u>
Forest Practices Application Account—State	
Appropriation	\$1,896,000
Air Pollution Control Account—State Appropriation	\$870,000
NOVA Program Account—State Appropriation	\$733,000
Pension Funding Stabilization Account—State	

Appropriation.....	\$3,239,000
Derelict Vessel Removal Account—State Appropriation	\$1,945,000
Community Forest Trust Account—State Appropriation	\$52,000
Agricultural College Trust Management Account—State Appropriation	\$3,055,000
TOTAL	APPROPRIATION
.....	<u>\$425,040,000</u>
	<u>\$455,834,000</u>

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

(1) \$1,420,000 of the general fund—state appropriation for fiscal year 2018 and \$1,352,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for deposit into the agricultural college trust management account and are provided solely to manage approximately 70,700 acres of Washington State University's agricultural college trust lands.

(2) \$44,455,000 of the general fund—state appropriation for fiscal year 2018(~~(\$16,546,000)~~) and \$29,044,000 of the general fund—state appropriation for fiscal year 2019, and \$16,050,000 of the disaster response account—state appropriation are provided solely for emergency fire suppression. The general fund—state appropriations provided in this subsection may not be used to fund the department's indirect and administrative expenses. The department's indirect and administrative costs shall be allocated among its remaining accounts and appropriations.

(3) \$5,000,000 of the forest and fish support account—state appropriation is provided solely for outcome-based performance contracts with tribes to participate in the implementation of the forest practices program. Contracts awarded may only contain indirect costs set at or below the rate in the contracting tribe's indirect cost agreement with the federal government. If federal funding for this purpose is reinstated, the amount provided in this subsection shall lapse.

(4) \$1,640,000 of the general fund—state appropriation for fiscal year 2018 and \$1,640,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department to carry out the forest practices adaptive management program pursuant to RCW 76.09.370 and the May 24, 2012, settlement agreement entered into by the department and the department of ecology. Scientific research must be carried out according to the master project schedule and work plan of cooperative monitoring, evaluation, and research priorities adopted by the forest practices board. The forest practices board shall submit a report to the legislature following review, approval, and solicitation of public comment on the cooperative monitoring, evaluation, and research master project schedule, to include: Cooperative monitoring, evaluation, and research science and related adaptive management expenditure details, accomplishments, the use of cooperative

monitoring, evaluation, and research science in decision-making, and funding needs for the coming biennium. For new or amended forest practices rules adopted or new or amended board manual provisions approved under chapter 76.09 RCW, the forest practices board shall also report on its evaluation of the scientific basis for the rule or board manual provisions including a technical assessment of the value-added benefits for aquatic resources and the corresponding economic impact to the regulated community from the rule or board manual. The report shall be provided to the appropriate committees of the legislature by November 1, 2018.

(5) \$147,000 of the general fund—state appropriation for fiscal year 2018 and \$147,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for chapter 280, Laws of 2017 (ESHB 2010) (homelessness/wildfire areas), including local capacity for wildfire suppression in any county located east of the crest of the Cascade mountain range that shares a common border with Canada and has a population of one hundred thousand or fewer. The funding provided in this subsection must be provided to these counties for radio communication equipment, or to fire protection service providers within these counties for residential wildfire risk reduction activities, including education and outreach, technical assistance, fuel mitigation, and other residential risk reduction measures. For the purposes of this subsection, fire protection service providers include fire departments, fire districts, emergency management services, and regional fire protection service authorities. The department must prioritize funding to counties authorized in this subsection, and fire protection service providers within those counties that serve a disproportionately higher percentage of low-income residents as defined in RCW 84.36.042, that are located in areas of higher wildfire risk, and whose fire protection service providers have a shortage of reliable equipment and resources. Of the amount provided in this subsection, \$7,000 per fiscal year is provided for department administration costs.

(6) Sufficient funding is provided in this section and the capital appropriations act to implement chapter 248, Laws of 2017 (E2SHB 1711) (forest health treatments).

(7) \$211,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for implementation of chapter 319, Laws of 2017 (ESSB 5198) (fire retardant use). The department shall study and report on the types and efficacy of fire retardants used in fire suppression activities, their potential impact on human health and natural resources, and make recommendations to the legislature by December 31, 2017.

(8) \$505,000 of the general fund—state appropriation for fiscal year 2018 and \$486,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 95, Laws of 2017 (2SSB 5546) (forest health treatment assessment). The department shall establish a forest health assessment and treatment framework that consists of biennial forest health assessments, treatments, and progress review and reporting.

(9) \$150,000 of the aquatic lands enhancement account—state appropriation is provided solely for continued facilitation and support services for the marine resources advisory council.

(10) \$250,000 of the aquatic lands enhancement account—state appropriation is provided solely for implementation of the state marine management plan and ongoing costs of the Washington coastal marine advisory council to serve as a forum and provide recommendations on coastal management issues.

(11) \$406,000 of the general fund—state appropriation for fiscal year 2018 and \$350,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for Teanaway community forest operations management costs, such as management plan oversight and forest health.

(12) \$150,000 of the state toxics control account—state appropriation is provided solely for the department to meet its obligations as a potentially liable party under the Washington model toxics control act at Whitmarsh landfill and the east waterway site.

(13) \$25,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for conducting an aerial survey of the Washington coast forests to monitor the occurrence and spread of Swiss needle cast disease.

(14) \$25,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for the department to grant to the University of Washington, Olympic natural resources center to develop a plan to mitigate the effects of Swiss needle cast disease on douglas fir tree species.

(15) Within existing resources, the department, in collaboration with the emergency management division of the military department, must develop agreements with other state agencies to recruit state employees to voluntarily participate in the wildfire suppression program. Other agency staff are eligible to receive training, fire gear, and any other necessary items to be ready for deployment to fight wildfires when called. The department shall cover agency staff costs directly or through reimbursement and must submit a request for an appropriation in the next legislative session to fulfill this requirement. The department must provide a report detailing the opportunities, challenges, and recommendations for increasing state employee voluntary participation in the wildfire suppression program to the appropriate committees of the legislature by December 1, 2017.

(16) \$160,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementing the provisions of Engrossed Substitute Senate Bill No. 6109 (wildland urban interface). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(17) \$42,000 of the forest development account—state appropriation, \$56,000 of the resources management cost account—state appropriation, and \$2,000 of the

agricultural college trust management account—state appropriation are provided solely for the implementation of Engrossed Substitute House Bill No. 2285 (marbled murrelet reports). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

(18) \$6,000 of the forest development account—state appropriation, \$36,000 of the resources management cost account—state appropriation, and \$1,000 of the agricultural college trust management account—state appropriation are provided solely for the implementation of Third Substitute House Bill No. 2382 (surplus public property). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

(19) \$57,000 of the general fund—state appropriation for fiscal year 2018 and \$136,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of Substitute House Bill No. 2561 (wildland fire advisory committee). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

(20) \$403,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of House Bill No. 2733 (prescribed burn certificate program). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((22))~~ (21) \$380,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for one full-time natural resource scientist, one full-time information technology specialist, and related support costs dedicated to earthquake and tsunami hazards. Duties for these positions include, but are not limited to, developing inventories, maps, evacuation routes, educational materials, databases, and other activities that increase preparedness for earthquakes and tsunamis.

~~((23))~~ (22) \$37,000 of the aquatic lands enhancement account—state appropriation and \$37,000 of the resources management cost account—state appropriation are provided solely for the implementation of Engrossed House Bill No. 2957 (nonnative finfish escape). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

~~((24))~~ (23) \$25,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to enhance the department's efforts to develop and submit a proposed amendment to the 1997 Washington state trust lands habitat conservation plan for a marbled murrelet long-term conservation strategy. In meeting the department's legal and fiduciary obligations to beneficiaries of state lands and state forestlands, the proposed amendment shall be consistent with the requirements of the 1997 state lands habitat conservation plan, the associated implementation agreement and incidental take permit, and the federal endangered species act.

~~((25))~~ (24) \$198,000 of the natural resources conservation areas stewardship account—state appropriation is provided solely for weed control and maintenance of public access at natural areas.

Sec. 1206. 2018 c 299 s 309 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF AGRICULTURE

General Fund—State Appropriation (FY 2018)	\$16,888,000
General Fund—State Appropriation (FY 2019)	(\$17,465,000)
	<u>\$18,163,000</u>
General Fund—Federal Appropriation	(\$32,134,000)
	<u>\$32,599,000</u>
General Fund—Private/Local Appropriation	\$193,000
Aquatic Lands Enhancement Account—State Appropriation	\$2,563,000
State Toxics Control Account—State Appropriation	\$6,066,000
Water Quality Permit Account—State Appropriation	\$73,000
Pension Funding Stabilization Account—State	
Appropriation	\$1,041,000
TOTAL	APPROPRIATION
	<u>\$76,423,000</u>
	<u>\$77,586,000</u>

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

(1) \$6,108,445 of the general fund—state appropriation for fiscal year 2018 and \$6,102,905 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementing the food assistance program as defined in RCW 43.23.290.

(2) Within amounts appropriated in this section, the department shall provide to the department of health, where available, the following data for all nutrition assistance programs that are funded by the United States department of agriculture and administered by the department. The department must provide the report for the preceding federal fiscal year by February 1, 2018, and February 1, 2019. The report must provide:

- (a) The number of people in Washington who are eligible for the program;
- (b) The number of people in Washington who participated in the program;
- (c) The average annual participation rate in the program;
- (d) Participation rates by geographic distribution; and
- (e) The annual federal funding of the program in Washington.

(3) \$132,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the

department to fund an aquaculture coordinator. The aquaculture coordinator will work with shellfish growers and federal, state, and local governments to improve the efficiency and effectiveness of shellfish farm permitting. Many of those improvements will come directly from the shellfish interagency permitting team recommendations.

(4) \$14,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementing Substitute Senate Bill No. 6055 (apple maggot/outdoor burning). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(5) \$2,000 of the general fund—state appropriation for fiscal year 2018 and \$18,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 1, Laws of 2018 (ESSB 6091) (water availability).

(6) \$144,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the implementation of Second Engrossed Substitute House Bill No. 1508 (student meals and nutrition). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

(7) \$1,000 of the general fund—state appropriation for fiscal year 2018 and \$6,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of Engrossed House Bill No. 2957 (nonnative finfish escape). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

(8) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the industrial hemp research pilot program. Expenditures shall be prioritized for processing licenses and expanding the industrial hemp market.

(9) \$534,000 of the state toxics control account—state appropriation is provided ~~((solely for a monitoring program to study the impacts of the use of imidacloprid as a means to control burrowing shrimp and related costs))~~ to support research related to burrowing shrimp infestations in Willapa bay and Grays harbor. Department costs include, but are not limited to, oversight and participation on a technical advisory committee, technical assistance, planning, and reporting activities. The department may also use the funding provided in this subsection, as needed, for payments to Washington State University, the United States department of agriculture, and outside consultants ~~((for their participation in the monitoring program and technical advisory committee))~~. Research funded pursuant to this appropriation includes but is not limited to dye dispersal studies to understand the oceanographic dynamics of Willapa bay, Grays harbor, or both, laboratory studies to assess toxicity of candidate chemicals to control burrowing shrimp, and support of researchers in publishing original research related to control of burrowing shrimp, including research assessing potential impacts to nontarget organisms in Willapa bay and Grays harbor. The department must report to the appropriate committees of the legislature by June 1, 2019, on the progress of ~~((the monitoring program))~~ expenditures under this subsection.

(10) \$80,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the department to provide to the sheriff's departments of Ferry county and Stevens county to cooperate with the department and the department of fish and wildlife on wolf management activities. Of the amount provided in this subsection, \$40,000 is for the Ferry county sheriff's department and \$40,000 is for the Stevens county sheriff's department.

Sec. 1207. 2018 c 299 s 310 (uncodified) is amended to read as follows:

FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM

Pollution Liability Insurance Agency Underground	
Storage Tank Revolving Account—State	
Appropriation.....	\$90,000
Pollution Liability Insurance Program Trust Account—State	
Appropriation	(\$1,340,000)
	<u>\$1,512,000</u>
TOTAL APPROPRIATIONS	<u>\$1,430,000</u>
	<u>\$1,602,000</u>

Sec. 1208. 2018 c 299 s 311 (uncodified) is amended to read as follows:

FOR THE PUGET SOUND PARTNERSHIP

General Fund—State Appropriation (FY 2018)	\$2,783,000
General Fund—State Appropriation (FY 2019)	\$2,526,000
General Fund—Federal Appropriation	(\$10,334,000)
	<u>\$11,605,000</u>
Aquatic Lands Enhancement Account—State	
Appropriation.....	\$1,419,000
State Toxics Control Account—State Appropriation	
.....	\$721,000
Pension Funding Stabilization Account—State	
Appropriation	\$277,000
TOTAL APPROPRIATION	<u>\$18,060,000</u>
	<u>\$19,331,000</u>

The appropriations in this section are subject to the following conditions and limitations: By October 15, 2018, the Puget Sound partnership shall provide the governor a single, prioritized list of state agency 2019-2021 capital and operating budget requests related to Puget Sound restoration.

**PART XIII
SUPPLEMENTAL
TRANSPORTATION**

Sec. 1301. 2018 c 299 s 401 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING

General Fund—State Appropriation (FY 2018)	\$1,688,000
General Fund—State Appropriation (FY 2019)	(\$2,145,000)
	<u>\$3,038,000</u>
Architects' License Account—State Appropriation	
.....	(\$1,203,000)
	<u>\$1,141,000</u>
Professional Engineers' Account—State Appropriation	
.....	(\$3,926,000)
	<u>\$4,095,000</u>
Real Estate Commission Account—State Appropriation	
.....	(\$11,547,000)
	<u>\$10,910,000</u>
Uniform Commercial Code Account—State Appropriation	
.....	(\$3,469,000)
	<u>\$1,687,000</u>
Real Estate Education Program Account—State	
Appropriation	\$276,000
Real Estate Appraiser Commission Account—State	
Appropriation	(\$1,870,000)
	<u>\$1,597,000</u>
Business and Professions Account—State	
Appropriation	(\$21,985,000)
	<u>\$20,100,000</u>
Real Estate Research Account—State Appropriation	
.....	\$415,000
Landscape Architects' License Account—State	\$4,000
Geologists' Account—State Appropriation	\$53,000
Derelict Vessel Removal Account—State Appropriation	
.....	\$33,000
CPL Renewal Notification Account—State Appropriation	
.....	\$183,000
Firearms Range Account—State Appropriation.....	\$75,000
Pension Funding Stabilization Account—State	
Appropriation	\$95,000
TOTAL APPROPRIATION	<u>\$48,967,000</u>
	<u>\$45,390,000</u>

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

(1) \$105,000 of the business and professions account appropriation is provided solely to implement chapter 46, Laws of 2017 (SHB 1420) (theatrical wrestling).

(2) \$183,000 of the concealed pistol license renewal notification account appropriation and \$75,000 of the firearms range account appropriation are provided solely to implement chapter 74, Laws of 2017 (SHB 1100) (concealed pistol license) and chapter 282, Laws of 2017 (SB 5268) (concealed pistol license notices).

\$17,375,000

(3) \$198,000 of the general fund—state appropriation for fiscal year 2018 and ~~(\$11,000)~~ \$86,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for costs related to sending notices to persons to encourage the renewal of vessel registrations.

Fire Service Training Account—State Appropriation\$11,121,000

Aquatic Invasive Species Management Account—State
Appropriation\$54,000

Pension Funding Stabilization Account—State
Appropriation\$3,295,000

State Toxics Control Account—State Appropriation\$548,000

Fingerprint Identification Account—State
Appropriation ~~(\$15,745,000)~~
\$15,470,000

(4) \$32,000 of the general fund—state appropriation for fiscal year 2018 and \$32,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the department of licensing to issue identicards to youths released from juvenile rehabilitation facilities.

Dedicated Marijuana Account—State Appropriation
(FY 2019)\$2,803,000

(5) The appropriations in this section include sufficient funding for the implementation of Third Substitute House Bill No. 1169 (student loan assistance).

TOTAL APPROPRIATION\$169,488,000

(6) \$60,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to implement Senate Bill No. 6298 (domestic violence harassment/firearms). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

\$174,341,000

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

(7) \$265,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1439 (higher education student protection). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(1) \$270,000 of the fire service training account—state appropriation is provided solely for two FTEs in the office of the state director of fire protection to exclusively review K-12 construction documents for fire and life safety in accordance with the state building code. It is the intent of this appropriation to provide these services only to those districts that are located in counties without qualified review capabilities.

Sec. 1302. 2018 c 299 s 402 (uncodified) is amended to read as follows:

(2) ~~(\$12,400,000)~~ \$17,375,000 of the disaster response account—state appropriation is provided solely for Washington state fire service resource mobilization costs incurred in response to an emergency or disaster authorized under RCW 43.43.960 through 43.43.964. The state patrol shall submit a report quarterly to the office of financial management and the legislative fiscal committees detailing information on current and planned expenditures from this account. This work shall be done in coordination with the military department.

FOR THE STATE PATROL

General Fund—State Appropriation (FY 2018)\$43,800,000

General Fund—State Appropriation (FY 2019)\$46,662,000

General Fund—Federal Appropriation\$16,255,000

General Fund—Private/Local Appropriation\$3,085,000

Death Investigations Account—State Appropriation\$8,207,000

County Criminal Justice Assistance Account—State
Appropriation~~(\$3,752,000)~~
\$3,905,000

(3) \$700,000 of the fire service training account—state appropriation is provided solely for the firefighter apprenticeship training program.

Municipal Criminal Justice Assistance Account—State
Appropriation\$1,520,000

(4) \$41,000 of the general fund—state appropriation for fiscal year 2018 and \$41,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 272, Laws of 2017 (E2SHB 1163) (domestic violence).

Fire Service Trust Account—State Appropriation \$131,000

Vehicle License Fraud Account—State Appropriation\$110,000

(5) \$125,000 of the general fund—state appropriation for fiscal year 2018 and \$116,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 261, Laws of 2017 (SHB 1501) (attempts to obtain firearms).

Disaster Response Account—State Appropriation~~(\$12,400,000)~~

(6) \$104,000 of the general fund—state appropriation for fiscal year 2018 and \$90,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 308, Laws of 2017 (SHB 1863) (fire incident reporting system).

(7) \$3,421,000 of the fingerprint identification account—state appropriation is provided solely for the completion of the state patrol's plan to upgrade the criminal history system, and is subject to the conditions, limitations, and review provided in section 724 of this act.

(8) \$1,039,000 of the fingerprint identification account—state appropriation is provided solely for the implementation of a sexual assault kit tracking database project and is subject to the conditions, limitations, and review provided in section 724 of this act.

(9) \$495,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the costs related to the 1995 king air maintenance. By June 30, 2019, the state patrol is directed to sell the 1983 king air and proceeds generated from the sale of the 1983 king air must be deposited into the state patrol highway account.

(10) \$2,803,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 is provided solely for the Washington state patrol to create a new drug enforcement task force for the purposes of controlling the potential diversion and illicit production or distribution of marijuana and marijuana-related products in Washington.

(11) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the Washington state patrol to coordinate with the governor's office of Indian affairs, federally recognized tribal governments, and the U.S. justice department to conduct a study to determine how to increase state criminal justice protective and investigative resources for reporting and identifying missing Native American women in the state.

(12) The amounts in this subsection are provided solely for implementing the recommendations of the joint legislative task force on sexual assault forensic examination, and for monitoring and testing untested sexual assault examination kits.

(a) \$500,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the state patrol to:

(i) Work in conjunction with state or nonstate entities to test sexual assault kits pursuant to RCW 43.43.545;

(ii) Conduct forensic analysis of sexual assault examination kits in the custody of the state patrol pursuant to chapter 247, Laws of 2015; and

(ii) Continue the task force.

(b) \$1,375,000 of the general fund—state appropriation for fiscal year 2018 and \$1,375,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 247, Laws of 2015 to address the state's backlog in sexual assault examination kits. The seven full-time employees funded

under this subsection must work exclusively on processing sexual assault exam kits through the crime laboratory division.

(c) Within amounts provided in this section, the Washington state patrol shall adopt rules necessary to implement RCW 43.43.545.

(13) \$153,000 of the county criminal justice assistance account—state appropriation for fiscal year 2019 is provided solely for the Washington state patrol to support local police, sheriffs' departments, and multi-agency task forces in the prosecution of criminals. However, the office of financial management must reduce the allotment for the amount provided in this subsection if allotment of the full appropriation will put the account into deficit.

**PART XIV
SUPPLEMENTAL
EDUCATION**

Sec. 1401. 2018 c 299 s 501 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund—State Appropriation (FY 2018)	\$46,525,000
General Fund—State Appropriation (FY 2019)	(\$58,392,000)
	<u>\$57,466,000</u>
General Fund—Federal Appropriation	(\$83,422,000)
	<u>\$86,830,000</u>
General Fund—Private/Local Appropriation	\$8,049,000
Washington Opportunity Pathways Account—State Appropriation	\$584,000
Dedicated Marijuana Account—State Appropriation (FY 2018)	\$513,000
Dedicated Marijuana Account—State Appropriation (FY 2019)	\$515,000
Performance Audits of Government Account—State Appropriation	\$211,000
Pension Funding Stabilization Account—State Appropriation	\$2,126,000
TOTAL APPROPRIATION	<u>\$200,337,000</u>
	<u>\$202,819,000</u>

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

(1) \$9,612,000 of the general fund—state appropriation for fiscal year 2018 and \$10,236,000 of the

general fund—state appropriation for fiscal year 2019 are provided solely for the operation and expenses of the office of the superintendent of public instruction.

(a) The superintendent shall recognize the extraordinary accomplishments of four students who have demonstrated a strong understanding of the civics essential learning requirements to receive the Daniel J. Evans civic education award.

(b) Districts shall report to the office of the superintendent of public instruction daily student unexcused absence data by school, using a uniform definition of unexcused absence as established by the superintendent.

(c) By September of each year, the office of the superintendent of public instruction shall produce an annual status report on implementation of the budget provisos in sections 501 and 513 of this act. The status report of each proviso shall include, but not be limited to, the following information: Purpose and objective, number of state staff funded by the proviso, number of contractors, status of proviso implementation, number of beneficiaries by year, list of beneficiaries, a comparison of budgeted funding and actual expenditures, other sources and amounts of funding, and proviso outcomes and achievements.

(d) The superintendent of public instruction, in consultation with the secretary of state, shall update the program prepared and distributed under RCW 28A.230.150 for the observation of temperance and good citizenship day to include providing an opportunity for eligible students to register to vote at school.

(e) Districts shall annually report to the office of the superintendent of public instruction on: (i) The annual number of graduating high school seniors within the district earning the Washington state seal of biliteracy provided in RCW 28A.300.575; and (ii) the number of high school students earning competency-based high school credits for world languages by demonstrating proficiency in a language other than English. The office of the superintendent of public instruction shall provide a summary report to the office of the governor and the appropriate committees of the legislature by December 1st of each year.

(2) ~~\$1,423,000 of the general fund—state appropriation for fiscal year 2018 ((and \$5,598,000 of the general fund—state appropriation for fiscal year 2019 are))~~ is provided solely for activities associated with the implementation of ((House Bill No. 2242)) chapter 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic education). Of these amounts:

(a) ~~\$857,000 of the general fund—state appropriation for fiscal year 2018 ((and \$857,000 of the general fund—state appropriation for fiscal year 2019 are))~~ is provided solely for maintenance of the apportionment system; and

(b) ~~\$566,000 of the general fund—state appropriation for fiscal year 2018 ((and \$3,741,000 of the general fund—state appropriation for fiscal year 2019 are))~~ is provided solely for activities associated with the implementation of ((House Bill No. 2242)) chapter 13, Laws

of 2017 3rd sp. sess. (fully funding the program of basic education)((; and

~~(e) \$1,000,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the office of the superintendent of public instruction to review the use of local revenues for compliance with enrichment requirements, including the preballot approval of enrichment levy spending plans approved by the superintendent of public instruction, and any supplemental contracts entered into under RCW 28A.400.200).~~

(3) \$857,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for maintenance of the apportionment system, including technical staff and the data governance working group.

(4) \$4,041,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for activities associated with the implementation of chapter 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic education) of the amount provided in this subsection (4), up to \$300,000 is provided for the office of the superintendent of public instruction to review the use of local revenues for compliance with enrichment requirements, including the preballot approval of enrichment levy spending plans approved by the superintendent of public instruction, and any supplemental contracts entered into under RCW 28A.400.200.

~~(5)(a) \$911,000 of the general fund—state appropriation for fiscal year 2018 and (((\$911,000)) \$961,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the operation and expenses of the state board of education, including basic education assistance activities.~~

(b) ~~\$322,000 of the Washington opportunity pathways account—state appropriation is provided solely for the state board of education to provide assistance to public schools other than common schools authorized under chapter 28A.710 RCW.~~

~~((4)) (6) \$3,512,000 of the general fund—state appropriation for fiscal year 2018 and \$3,762,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to the professional educator standards board for the following:~~

~~(a) \$1,115,000 in fiscal year 2018 and \$1,115,000 in fiscal year 2019 are for the operation and expenses of the Washington professional educator standards board;~~

~~(b) \$2,372,000 of the general fund—state appropriation for fiscal year 2018 and \$2,372,000 of the general fund—state appropriation for fiscal year 2019 are for grants to improve preservice teacher training and for funding of alternate routes to certification programs administered by the professional educator standards board. Alternate routes programs include the pipeline for paraeducators program, the retooling to teach conditional loan programs, and the recruiting Washington teachers program. Priority shall be given to programs that support bilingual teachers and English language learners. Within this subsection ((4)) (6)(b), up to \$500,000 per fiscal year is available for grants~~

to public or private colleges of education in Washington state to develop models and share best practices for increasing the classroom teaching experience of preservice training programs and \$250,000 is provided solely for the pipeline for paraeducators conditional scholarship program for scholarships for paraeducators to complete their associate of arts degrees in subject matter shortage areas;

(c) \$25,000 of the general fund—state appropriation for fiscal year 2018 and \$25,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the professional educator standards board to develop educator interpreter standards and identify interpreter assessments that are available to school districts. Interpreter assessments should meet the following criteria: (A) Include both written assessment and performance assessment; (B) be offered by a national organization of professional sign language interpreters and transliterators; and (C) be designed to assess performance in more than one sign system or sign language. The board shall establish a performance standard, defining what constitutes a minimum assessment result, for each educational interpreter assessment identified. The board shall publicize the standards and assessments for school district use;

(d) Within the amounts appropriated in this section, sufficient funding is provided for implementation of chapter 172, Laws of 2017 (SHB 1741) (educator prep. data/PESB).

(e) \$250,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to procure or develop professional development for paraeducator subject matter certificates, in English language learner and special education, and must align courses with general paraeducator certificate professional development, including any necessary changes or edits to general paraeducator certificate online modules.

~~((5))~~ (7) \$266,000 of the general fund—state appropriation for fiscal year 2018 and \$502,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 240, Laws of 2010, including staffing the office of equity and civil rights.

~~((6))~~ (8)(a) \$61,000 of the general fund—state appropriation for fiscal year 2018 and \$61,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the ongoing work of the education opportunity gap oversight and accountability committee.

(b) Within amounts appropriated in this subsection ~~((6))~~ (8), the committee shall review the rules and procedures adopted by the superintendent of public instruction and the state board of education related to the minimum number of students to be used for public reporting and federal accountability purposes. By October 30, 2018, the committee shall report to the office of the superintendent of public instruction, the state board of education, and the appropriations committees of the legislature with its recommendations for the state to meet the following goals: Increase the visibility of the opportunity gap in schools with small subgroups of students; hold schools and school districts accountable to individual student-level support; and comply with federal student privacy laws.

~~((7))~~ (9) \$61,000 of the general fund—state appropriation for fiscal year 2018 and \$61,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 380, Laws of 2009 (enacting the interstate compact on educational opportunity for military children).

~~((8))~~ (10) \$262,000 of the Washington opportunity pathways account—state appropriation is provided solely for activities related to public schools other than common schools authorized under chapter 28A.710 RCW.

~~((9))~~ (11) \$1,802,000 of the general fund—state appropriation for fiscal year 2018 and \$1,802,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementing a comprehensive data system to include financial, student, and educator data, including development and maintenance of the comprehensive education data and research system (CEDARS).

~~((10))~~ (12) \$50,000 of the general fund—state appropriation for fiscal year 2018 and \$50,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for project citizen, a program sponsored by the national conference of state legislatures and the center for civic education to promote participation in government by middle school students.

~~((11))~~ (13) \$1,500,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for collaborative schools for innovation and success authorized under chapter 53, Laws of 2012. The office of the superintendent of public instruction shall award \$500,000 for each collaborative school for innovation and success selected for participation in the pilot program during 2012.

~~((12))~~ (14) \$123,000 of the general fund—state appropriation for fiscal year 2018 and \$123,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 163, Laws of 2012 (foster care outcomes). The office of the superintendent of public instruction shall annually report each December on the implementation of the state's plan of cross-system collaboration to promote educational stability and improve education outcomes of foster youth.

~~((13))~~ (15) \$250,000 of the general fund—state appropriation for fiscal year 2018 ~~((13))~~ and \$250,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 178, Laws of 2012 (open K-12 education resources).

~~((14))~~ (16) \$50,000 of the general fund—state appropriation for fiscal year 2018 and \$50,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for school bullying and harassment prevention activities.

~~((15))~~ (17) \$14,000 of the general fund—state appropriation for fiscal year 2018 and \$14,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 242, Laws of 2013 (state-tribal education compacts).

~~((16))~~ (18) \$62,000 of the general fund—state appropriation for fiscal year 2018 and \$62,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for competitive grants to school districts to increase the capacity of high schools to offer AP computer science courses. In making grant allocations, the office of the superintendent of public instruction must give priority to schools and districts in rural areas, with substantial enrollment of low-income students, and that do not offer AP computer science. School districts may apply to receive either or both of the following grants:

(a) A grant to establish partnerships to support computer science professionals from private industry serving on a voluntary basis as coinstructors along with a certificated teacher, including via synchronous video, for AP computer science courses; or

(b) A grant to purchase or upgrade technology and curriculum needed for AP computer science, as well as provide opportunities for professional development for classroom teachers to have the requisite knowledge and skills to teach AP computer science.

~~((17))~~ (19) \$10,000 of the general fund—state appropriation for fiscal year 2018 and \$10,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the superintendent of public instruction to convene a committee for the selection and recognition of Washington innovative schools. The committee shall select and recognize Washington innovative schools based on the selection criteria established by the office of the superintendent of public instruction, in accordance with chapter 202, Laws of 2011 (innovation schools—recognition) and chapter 260, Laws of 2011 (innovation schools and zones).

~~((18))~~ (20) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Mobius science center to expand mobile outreach of science, technology, engineering, and mathematics (STEM) education to students in rural, tribal, and low-income communities.

~~((19))~~ (21) \$131,000 of the general fund—state appropriation for fiscal year 2018, \$131,000 of the general fund—state appropriation for fiscal year 2019, and \$211,000 of the performance audits of government account—state appropriation are provided solely for the office of the superintendent of public instruction to perform on-going program reviews of alternative learning experience programs, dropout reengagement programs, and other high risk programs. Findings from the program reviews will be used to support and prioritize the office of the superintendent of public instruction outreach and education efforts that assist school districts in implementing the programs in accordance with statute and legislative intent, as well as to support financial and performance audit work conducted by the office of the state auditor.

~~((20))~~ (22) \$150,000 of the general fund—state appropriation for fiscal year 2018 and \$202,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for youth suicide prevention activities.

~~((21))~~ (23) \$31,000 of the general fund—state appropriation for fiscal year 2018 and \$55,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the office of the superintendent of public instruction for statewide implementation of career and technical education course equivalency frameworks authorized under RCW 28A.700.070 for math and science. This may include development of additional equivalency course frameworks, course performance assessments, and professional development for districts implementing the new frameworks.

~~((22))~~ (24) \$2,541,000 of the general fund—state appropriation for fiscal year 2018 and \$2,541,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a corps of nurses located at educational service districts, as determined by the superintendent of public instruction, to be dispatched to the most needy schools to provide direct care to students, health education, and training for school staff.

~~((23))~~ (25) \$300,000 of the general fund—state appropriation for fiscal year 2018 and \$300,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a nonviolence and ethical leadership training and professional development program provided by the institute for community leadership.

~~((24))~~ (26) \$1,221,000 of the general fund—state appropriation for fiscal year 2018 and \$1,221,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for K-20 telecommunications network technical support in the K-12 sector to prevent system failures and avoid interruptions in school utilization of the data processing and video-conferencing capabilities of the network. These funds may be used to purchase engineering and advanced technical support for the network.

~~((25))~~ (27) \$3,940,000 of the general fund—state appropriation for fiscal year 2018 and \$3,940,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Washington state achievers scholarship and Washington higher education readiness program. The funds shall be used to: Support community involvement officers that recruit, train, and match community volunteer mentors with students selected as achievers scholars; and to identify and reduce barriers to college for low-income and underserved middle and high school students.

~~((26))~~ (28) \$1,354,000 of the general fund—state appropriation for fiscal year 2018 and \$1,454,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for contracting with a college scholarship organization with expertise in conducting outreach to students concerning eligibility for the Washington college bound scholarship consistent with chapter 405, Laws of 2007.

~~((27))~~ (29) \$410,000 of the general fund—state appropriation for fiscal year 2018, \$280,000 of the general fund—state appropriation for fiscal year 2019, and \$1,028,000 of the dedicated marijuana account—state appropriation are provided solely for dropout prevention, intervention, and reengagement programs, including the jobs

for America's graduates (JAG) program, dropout prevention programs that provide student mentoring, and the building bridges statewide program. Students in the foster care system or who are homeless shall be given priority by districts offering the jobs for America's graduates program. The office of the superintendent of public instruction shall convene staff representatives from high schools to meet and share best practices for dropout prevention. Of these amounts, \$513,000 of the dedicated marijuana account—state appropriation for fiscal year 2018, and \$515,000 of the dedicated marijuana account—state appropriation for fiscal year 2019 are provided solely for the building bridges statewide program.

~~((28))~~ (30) \$2,984,000 of the general fund—state appropriation for fiscal year 2018 and \$2,590,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Washington kindergarten inventory of developing skills. State funding shall support statewide administration and district implementation of the inventory under RCW 28A.655.080.

~~((29))~~ (31) \$293,000 of the general fund—state appropriation for fiscal year 2018 and \$293,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the office of the superintendent of public instruction to support district implementation of comprehensive guidance and planning programs in support of high-quality high school and beyond plans consistent with RCW 28A.230.090.

~~((30))~~ (32) \$4,894,000 of the general fund—state appropriation for fiscal year 2018 and \$4,894,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for grants for implementation of dual credit programs and subsidized advance placement exam fees and international baccalaureate class fees and exam fees for low-income students. For expenditures related to subsidized exam fees, the superintendent shall report: The number of students served; the demographics of the students served; and how the students perform on the exams.

~~((31))~~ (33) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the superintendent of public instruction to convene a work group to build upon the work of the social emotional learning work group established under section 501(34), chapter 4, Laws of 2015 3rd sp. sess. The members of the work group must include representatives from the same organizations that were represented on the 2015 work group, as well as five representatives of diverse communities and a statewide expanded learning opportunities intermediary. The work group must identify and articulate developmental indicators for each grade level for each of the social emotional learning benchmarks, solicit feedback from stakeholders, and develop a model of best practices or guidance for schools on implementing the benchmarks and indicators. The work group shall submit recommendations to the education committees of the legislature and the office of the governor by June 30, 2019.

~~((32))~~ (34) \$117,000 of the general fund—state appropriation for fiscal year 2018 and \$117,000 of the

general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 3 (SHB No. 1813), Laws of 2015 1st sp. sess. (computer science).

~~((33))~~ (35) \$450,000 of the general fund—state appropriation for fiscal year 2018 and \$1,450,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 236, Laws of 2017 (SHB 1445) (dual language/early learning & K-12). In selecting recipients of the K-12 dual language grant, the superintendent of public instruction must prioritize districts that received grants under section 501(36), chapter 4, Laws of 2015 3rd sp. sess. Of the amounts in this subsection, up to \$950,000 of the general fund—state appropriation for fiscal year 2019 is for implementation of the K-12 dual language grant program established in RCW 28A.630.095 and \$500,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of the bilingual educator initiative pilot project established under RCW 28A.180.120.

~~((34))~~ (36) \$125,000 of the general fund—state appropriation for fiscal year 2018 and \$125,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Kip Tokuda memorial Washington civil liberties public education program. The superintendent of public instruction shall award grants consistent with RCW 28A.300.410.

~~((35))~~ (37) \$1,000,000 of the general fund—state appropriation for fiscal year 2018 and \$1,000,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the computer science and education grant program to support the following three purposes: Train and credential teachers in computer sciences; provide and upgrade technology needed to learn computer science; and, for computer science frontiers grants to introduce students to and engage them in computer science. The office of the superintendent of public instruction must use the computer science learning standards adopted pursuant to chapter 3, Laws of 2015 (computer science) in implementing the grant, to the extent possible. Additionally, grants provided for the purpose of introducing students to computer science are intended to support innovative ways to introduce and engage students from historically underrepresented groups, including girls, low-income students, and minority students, to computer science and to inspire them to enter computer science careers. Grant funds for the computer science and education grant program may be expended only to the extent that they are equally matched by private sources for the program, including gifts, grants, or endowments.

~~((36))~~ (38) \$2,145,000 of the general fund—state appropriation for fiscal year 2018 and \$2,145,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a contract with a nongovernmental entity or entities for demonstration sites to improve the educational outcomes of students who are dependent pursuant to chapter 13.34 RCW pursuant to chapter 71, Laws of 2016 (Fourth Substitute House Bill No. 1999, foster youth edu. outcomes).

(a) Of the amount provided in this subsection, \$446,000 of the general fund—state appropriation for fiscal year 2018 and \$446,000 of the general fund—state

appropriation for fiscal year 2019 are provided solely for the demonstration site established pursuant to the 2013-2015 omnibus appropriations act, section 202(10), chapter 4, Laws of 2013, 2nd sp. sess.

(b) Of the amount provided in this subsection, \$1,015,000 of the general fund—state appropriation for fiscal year 2018 and \$1,015,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the demonstration site established pursuant to the 2015-2017 omnibus appropriations act, section 501(43)(b), chapter 4, Laws of 2015, 3rd sp. sess., as amended.

~~((37))~~ (39) \$1,000,000 of the general fund—state appropriation for fiscal year 2018 and \$1,000,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 157, Laws of 2016 (Third Substitute House Bill No. 1682, homeless students).

~~((38))~~ (40) \$753,000 of the general fund—state appropriation for fiscal year 2018 and \$703,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 72, Laws of 2016 (Fourth Substitute House Bill No. 1541, educational opportunity gap).

~~((39))~~ (41) \$57,000 of the general fund—state appropriation for fiscal year 2018 and \$15,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 240, Laws of 2016 (Engrossed Senate Bill No. 6620, school safety).

~~((40))~~ (42) \$186,000 of the general fund—state appropriation for fiscal year 2018 and \$178,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 291, Laws of 2017 (2SHB 1170) (truancy reduction efforts).

~~((41))~~ (43) \$984,000 of the general fund—state appropriation for fiscal year 2018 and \$912,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 237, Laws of 2017 (ESHB 1115) (paraeducators).

~~((42))~~ (44) \$204,000 of the general fund—state appropriation for fiscal year 2018, \$204,000 of the general fund—state appropriation for fiscal year 2019, and \$408,000 of the general fund—federal appropriation are provided solely for implementation of chapter 202, Laws of 2017 (E2SHB 1713) (children's mental health).

~~((43))~~ (45) \$300,000 of the general fund—state appropriation for fiscal year 2018 and \$300,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for grants to middle and high schools to support international baccalaureate programs in high poverty schools. Of these amounts:

(a) \$200,000 of the appropriation for fiscal year 2018 and \$200,000 of the appropriation for fiscal year 2019 are provided solely for grants to high schools that have an existing international baccalaureate program and enrollments of seventy percent or more students eligible for free or reduced-price meals in the prior school year to

implement and sustain an international baccalaureate program; and

(b) \$100,000 of the appropriation for fiscal year 2018 and \$100,000 of the appropriation for fiscal year 2019 are provided solely for grants to middle schools with students that will attend a qualifying high poverty high school that has received a grant under (a) of this subsection to support implementation of a middle school international baccalaureate program.

~~((44))~~ (46) \$240,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for a grant to the Pacific science center to continue providing science on wheels activities in schools and other community settings. Funding is provided to assist with upgrading three planetarium computers and software and to assist with purchasing and outfitting three vans with new traveling planetarium exhibits.

~~((45))~~ (47) \$40,000 of the general fund—state appropriation for fiscal year 2018 and \$60,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the office of the superintendent of public instruction to contract for consulting services for a study of the current state pupil transportation funding formula. The study must evaluate the extent to which the formula corresponds to the actual costs of providing pupil transportation to and from school for the state's statutory program of basic education, including local school district characteristics such as unique geographic constraints, and transportation for students who are identified as homeless under the McKinney-Vento act. Based on the results of this evaluation, the superintendent must make recommendations for any necessary revisions to the state's pupil transportation formula, taking into account the statutory program of basic education, promotion of the efficient use of state and local resources, and continued local district control over the management of pupil transportation systems. The superintendent must make recommendations to clarify the sources of funding that districts can use to transport homeless students to and from school.

~~((46))~~ (48) \$440,000 of the general fund—state appropriation for fiscal year 2018 and \$270,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the office of the superintendent of public instruction for the procurement and implementation of a reporting and data aggregation system that will connect state- and district-level information to secure and protect district, school and student information in order to close student performance gaps by assisting school districts in data-driven implementation of strategies and supports that are responsive of student needs.

~~((47))~~ (49) \$150,000 of the general fund—state appropriation for fiscal year 2018 and \$450,000 of the general fund—state appropriation for fiscal year 2019 are provided for the superintendent of public instruction to develop and implement a statewide accountability system to address absenteeism and to improve student graduation rates. The system must use data to engage schools and districts in identifying successful strategies and systems that are based on federal and state accountability measures.

Funding may also support the effort to provide assistance about successful strategies and systems to districts and schools that are underperforming in the targeted student subgroups.

~~((48))~~ (50) \$178,000 of the general fund—state appropriation for fiscal year 2018 and \$179,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 180, Laws of 2017 (2SSB 5258) (Washington Aim program).

~~((49))~~ (51) \$97,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute House Bill No. 1539 (sexual abuse of students). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((50))~~ (52) \$40,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2779 (children's mental health services). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((52) \$230,000)~~ (53) \$380,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Second Substitute House Bill No. 1896 (civics education). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((53))~~ (54) Within amounts appropriated in this section, the office of the superintendent of public instruction and the state board of education shall adopt a rule that the minimum number of students to be used for public reporting and federal accountability purposes is ten.

~~((54))~~ (55) \$335,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1600 (career and college readiness). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((55))~~ (56) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to the office of the superintendent of public instruction for programs to combat bias. The office of the superintendent of public instruction must contract with a nonprofit organization that supports Washington teachers in implementing lessons of the Holocaust for the creation of a comprehensive online encyclopedia of local Holocaust education resources. The online encyclopedia must include teaching trunk materials, Anne Frank materials, genocide resources, and video testimonies.

~~((56))~~ (57) \$200,000 of the general fund—state appropriation for fiscal year 2019 is provided for the office of the superintendent of public instruction to meet statutory obligations related to the provision of medically and scientifically accurate, age-appropriate, and inclusive sexual health education as authorized by chapter 206, Laws of 1988 (AIDS omnibus act) and chapter 265, Laws of 2007 (healthy youth act). The office of the superintendent of public instruction must submit a report to the appropriate policy and fiscal committees of the legislature by June 30, 2019,

outlining accomplishments and deliverables achieved in fiscal year 2019.

~~((57))~~ (58) The office of the superintendent of public instruction, in collaboration with the department of social and health services developmental disabilities administration and division of vocational rehabilitation, shall explore the development of an implementation plan to build statewide capacity among school districts to improve transition planning for students in special education who meet criteria for services from the developmental disabilities administration, and shall provide all school districts with an opportunity to participate. The plan shall be submitted in compliance with RCW 43.01.036 by November 1, 2018, and the final report must be submitted by November 1, 2020, to the governor and appropriate legislative committees.

~~((58))~~ (59) \$40,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the legislative youth advisory council. The council of statewide members advises legislators on issues of importance to youth.

~~((59))~~ (60) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely to contract with a nonprofit, civil rights and human relations organization with expertise in tracking and responding to hate incidents in schools, and with experience implementing programs designed to empower students to improve upon and sustain school climates that combat bias and bullying. The contract must expand the organization's current anti-bias programs to eight public schools across Washington, with at least half of the public schools located east of the crest of the Cascade mountains. Amounts provided in this subsection may be used to support preprogram planning, trainings, guidance, surveys, materials, and the hiring of a part-time contractor to support data tracking.

~~((60))~~ (61) \$120,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Second Substitute Senate Bill No. 6162 (dyslexia). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

~~((61))~~ (62) Within the amounts appropriated in this section the office of the superintendent of public instruction shall ensure career and technical education courses are aligned with high-demand, high-wage jobs. The superintendent shall verify that the current list of career and technical education courses meets the criteria established in RCW 28A.700.020(2). The superintendent shall remove from the list any career and technical education course that no longer meets such criteria.

~~((62))~~ (63) \$240,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the office of native education to increase services to tribes, including but not limited to, providing assistance to tribes and school districts to implement Since Time Immemorial, applying to become tribal compact schools, convening the Washington state native American education advisory committee, and extending professional learning opportunities to provide instruction in tribal history, culture, and government.

~~((63))~~ (64) \$10,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the civic education travel grant program pursuant to RCW 28A.300.480.

~~((64))~~ (65) Within the amounts appropriated in this section, the office of the superintendent of public instruction may develop recommendations to amend long-standing provisos within Part V of the omnibus operating budget. The office of the superintendent of public instruction shall submit recommendations, to include rationale why each proposed change should be made, to the office of financial management and the fiscal committees of the legislature by July 1, 2018.

~~((65))~~ (66) Within the amounts appropriated in this section, the office of the superintendent of public instruction shall coordinate with school districts and educational service districts that contract for transportation bus services and report the following information to the appropriate fiscal committees of the legislature by December 1, 2018:

(a) The number of transportation contract employees by job category;

(b) The total cost of the transportation contract, including the amount held by the school district or educational service district for administration of the contract;

(c) Information about the retirement benefit for transportation contract employees, including the name of the provider, the aggregate amount provided, and the amounts provided by employees;

(d) Information about the total health care benefit provided to transportation contract employees, including the name of the provider and the summary of benefits; and

(e) A copy of the transportation contract.

~~((66))~~ (67) Within the amounts appropriated in this section, the office of the superintendent of public instruction shall:

(a) Make recommendations on the best methods to provide and fund vocational funding enhancement for career and technical education and career-connected learning through alternative learning experience courses;

(b) Solicit and incorporate input received from the online learning advisory committee in making its report recommendations; and

(c) Submit a report of recommendations to the education and fiscal committees of the legislature by December 15, 2018.

~~((67))~~ (68) \$900,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the office of the superintendent of public instruction to leverage federal funding from the e-rate program operated by the universal service administrative company, under the federal communications commission. Funding is provided to enable more student access to digital learning.

~~((68))~~ (69) \$4,000,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the

office of the superintendent of public instruction to provide grants to school districts and educational service districts for science teacher training in the next generation science standards including training in the climate science standards. At a minimum, school districts shall ensure that teachers in one grade level in each elementary, middle, and high school participate in this science training. Of the amount appropriated \$1,000,000 is provided solely for community based nonprofits to partner with public schools for next generation science standards.

~~((69))~~ (70) \$722,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the superintendent of public instruction to provide grants to educational service districts and school districts to develop or expand regional safety programs to address student safety. At a minimum, programs must implement a multitier threat assessment system; develop a process for notifying schools, including private schools, of safety emergencies; and make recommendations or implement appropriate safety technology consistent with regional need.

~~((70))~~ (71) \$131,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute House Bill No. 2685 (high school preapprenticeships). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

Sec. 1402. 2018 c 299 s 502 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GENERAL APPORTIONMENT

General Fund—State Appropriation (FY 2018)\$7,239,334,000

General Fund—State Appropriation (FY 2019) ~~(\$7,142,294,000)~~

\$7,115,186,000

Education Legacy Trust Account—State

Appropriation\$595,730,000

TOTAL APPROPRIATION

.....\$14,977,358,000

\$14,950,250,000

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

(1)(a) 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.

(b) For the 2017-18 and 2018-19 school years, the superintendent shall allocate general apportionment funding to school districts as provided in the funding formulas and salary allocations in sections 502 and 503 of this act, excluding (c) of this subsection, and in House Bill No. 2242 (fully funding the program of basic education).

(c) From July 1, 2017, to August 31, 2017, the superintendent shall allocate general apportionment funding to school districts programs as provided in sections 502 and 503, chapter 4, Laws of 2015 3rd sp. sess., as amended.

(d) The enrollment of any district shall be the annual average number of full-time equivalent students and part-time students as provided in RCW 28A.150.350, enrolled on the fourth day of school in September and on the first school day of each month October through June, including students who are in attendance pursuant to RCW 28A.335.160 and 28A.225.250 who do not reside within the servicing school district. Any school district concluding its basic education program in May must report the enrollment of the last school day held in May in lieu of a June enrollment.

(e)(i) Funding provided in part V of this act is sufficient to provide each full-time equivalent student with the minimum hours of instruction required under RCW 28A.150.220.

(ii) The office of the superintendent of public instruction shall align the agency rules defining a full-time equivalent student with the increase in the minimum instructional hours under RCW 28A.150.220, as amended by the legislature in 2014.

(f) The superintendent shall adopt rules requiring school districts to report full-time equivalent student enrollment as provided in RCW 28A.655.210.

(g) For the 2017-18 and 2018-19 school years, school districts must report to the office of the superintendent of public instruction the monthly actual average district-wide class size across each grade level of kindergarten, first grade, second grade, and third grade classes. The superintendent of public instruction shall report this information to the education and fiscal committees of the house of representatives and the senate by September 30th of each year.

(2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

Allocations for certificated instructional staff salaries for the 2017-18 and 2018-19 school years are determined using formula-generated staff units calculated pursuant to this subsection.

(a) Certificated instructional staff units, as defined in RCW 28A.150.410, shall be allocated to reflect the minimum class size allocations, requirements, and school prototypes assumptions as provided in RCW 28A.150.260. The superintendent shall make allocations to school districts based on the district's annual average full-time equivalent student enrollment in each grade.

(b) Additional certificated instructional staff units provided in this subsection (2) that exceed the minimum requirements in RCW 28A.150.260 are enhancements outside the program of basic education, except as otherwise provided in this section.

(c)(i) The superintendent shall base allocations for each level of prototypical school on the following regular

education average class size of full-time equivalent students per teacher, except as provided in (c)(ii) of this subsection:

General education class size:

Grade	RCW 28A.150.260	2017-18 School Year	2018-19 School Year
Grade K		17.00	17.00
Grade 1		17.00	17.00
Grade 2		17.00	17.00
Grade 3		17.00	17.00
Grade 4		27.00	27.00
Grades 5-6		27.00	27.00
Grades 7-8		28.53	28.53
Grades 9-12		28.74	28.74

The superintendent shall base allocations for: Laboratory science average class size as provided in RCW 28A.150.260; career and technical education (CTE) class size of 23.0; and skill center program class size of 20.0.

(ii) For each level of prototypical school at which more than fifty percent of the students were eligible for free and reduced-price meals in the prior school year, the superintendent shall allocate funding based on the following average class size of full-time equivalent students per teacher:

General education class size in high poverty schools:

Grade	RCW 28A.150.260	2017-18 School Year	2018-19 School Year
Grade K		17.00	17.00
Grade 1		17.00	17.00
Grade 2		17.00	17.00
Grade 3		17.00	17.00
Grade 4		27.00	27.00
Grades 5-6		27.00	27.00
Grades 7-8		28.53	28.53
Grades 9-12		28.74	28.74

(iii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher planning period, expressed as a percentage of a teacher work day, is 13.42 percent in grades K-6, and 16.67 percent in grades 7-12; and

(iv) Advanced placement and international baccalaureate courses are funded at the same class size assumptions as general education schools in the same grade; and

(d)(i) Funding for teacher librarians, school nurses, social workers, school psychologists, and guidance counselors is allocated based on the school prototypes as provided in RCW 28A.150.260 and is considered certificated instructional staff, except as provided in (d)(ii) of this subsection.

(ii) Students in approved career and technical education and skill center programs generate certificated instructional staff units to provide for the services of teacher librarians, school nurses, social workers, school psychologists, and guidance counselors at the following combined rate per 1000 student full-time equivalent enrollment:

	2017-18	2018-19
	School Year	School Year
Career and Technical Education	3.07	3.07
Skill Center	3.41	3.41

(3) ADMINISTRATIVE STAFF ALLOCATIONS

(a) Allocations for school building-level certificated administrative staff salaries for the 2017-18 and 2018-19 school years for general education students are determined using the formula generated staff units calculated pursuant to this subsection. The superintendent shall make allocations to school districts based on the district's annual average full-time equivalent enrollment in each grade. The following prototypical school values shall determine the allocation for principals, assistance principals, and other certificated building level administrators:

Prototypical School Building:	
Elementary School	1.253
Middle School	1.353
High School	1.880

(b) Students in approved career and technical education and skill center programs generate certificated school building-level administrator staff units at per student rates that are a multiple of the general education rate in (a) of this subsection by the following factors: Career and Technical Education students 1.025
Skill Center students 1.198

(4) CLASSIFIED STAFF ALLOCATIONS

Allocations for classified staff units providing school building-level and district-wide support services for the 2017-18 and 2018-19 school years are determined using the formula-generated staff units provided in RCW 28A.150.260 and pursuant to this subsection, and adjusted based on each district's annual average full-time equivalent student enrollment in each grade.

(5) CENTRAL OFFICE ALLOCATIONS

In addition to classified and administrative staff units allocated in subsections (3) and (4) of this section, classified and administrative staff units are provided for the 2017-18 and 2018-19 school years for the central office administrative costs of operating a school district, at the following rates:

(a) The total central office staff units provided in this subsection (5) are calculated by first multiplying the total number of eligible certificated instructional, certificated administrative, and classified staff units providing school-based or district-wide support services, as identified in RCW 28A.150.260(6)(b) and the increased allocations provided pursuant to subsections (2) and (4) of this section, by 5.3 percent.

(b) Of the central office staff units calculated in (a) of this subsection, 74.53 percent are allocated as classified staff units, as generated in subsection (4) of this section, and 25.47 percent shall be allocated as administrative staff units, as generated in subsection (3) of this section.

(c) Staff units generated as enhancements outside the program of basic education to the minimum requirements of RCW 28A.150.260, and staff units generated by skill center and career-technical students, are excluded from the total central office staff units calculation in (a) of this subsection.

(d) For students in approved career-technical and skill center programs, central office classified units are allocated at the same staff unit per student rate as those generated for general education students of the same grade in this subsection (5), and central office administrative staff units are allocated at staff unit per student rates that exceed the general education rate established for students in the same grade in this subsection (5) by 12.29 percent in the 2017-18 school year and ~~((12.29))~~ 12.49 percent in the 2018-19 school year for career and technical education students, and 17.61 percent in the 2017-18 school year and ~~((17.61))~~ 17.82 percent in the 2018-19 school year for skill center students.

(6) FRINGE BENEFIT ALLOCATIONS

Fringe benefit allocations shall be calculated at a rate of 23.49 percent in the 2017-18 school year and ~~((23.65))~~ 23.70 percent in the 2018-19 school year for certificated salary allocations provided under subsections (2), (3), and (5) of this section, and a rate of 24.60 percent in the 2017-18 school year and ~~((24.67))~~ 24.70 percent in the 2018-19 school year for classified salary allocations provided under subsections (4) and (5) of this section.

(7) INSURANCE BENEFIT ALLOCATIONS

Insurance benefit allocations shall be calculated at the maintenance rate specified in section 504 of this act, based on the number of benefit units determined as follows:

(a) The number of certificated staff units determined in subsections (2), (3), and (5) of this section; and

(b) The number of classified staff units determined in subsections (4) and (5) of this section multiplied by 1.152. This factor is intended to adjust allocations so that, for the purpose of distributing insurance benefits, full-time equivalent classified employees may be calculated on the basis of 1,440 hours of work per year, with no individual employee counted as more than one full-time equivalent.

(8) MATERIALS, SUPPLIES, AND OPERATING COSTS (MSOC) ALLOCATIONS

Funding is allocated per annual average full-time equivalent student for the materials, supplies, and operating costs (MSOC) incurred by school districts, consistent with the requirements of RCW 28A.150.260.

(a)(i) MSOC funding for general education students are allocated at the following per student rates:

MSOC RATES/STUDENT FTE

MSOC Component	2017-18 School Year	2018-19 School Year
Technology	\$130.76	\$133.24
Utilities and Insurance	\$355.30	\$362.05
Curriculum and Textbooks	\$140.39	\$143.06
Other Supplies and Library Materials	\$298.05	\$303.71
Instructional Professional Development for Certificated and Classified Staff	\$21.71	\$22.12
Facilities Maintenance	\$176.01	\$179.36
Security and Central Office	\$121.94	\$124.26
TOTAL BASIC EDUCATION MSOC/STUDENT FTE	\$1,244.16	\$1,267.80

(ii) For the 2017-18 school year and 2018-19 school year, as part of the budget development, hearing, and review

process required by chapter 28A.505 RCW, each school district must disclose: (A) The amount of state funding to be received by the district under (a) and (d) of this subsection (8); (B) the amount the district proposes to spend for materials, supplies, and operating costs; (C) the difference between these two amounts; and (D) if (A) of this subsection (8)(a)(ii) exceeds (B) of this subsection (8)(a)(ii), any proposed use of this difference and how this use will improve student achievement.

(b) Students in approved skill center programs generate per student FTE MSOC allocations of \$1,472.01 for the 2017-18 school year and \$1,499.98 for the 2018-19 school year.

(c) Students in approved exploratory and preparatory career and technical education programs generate per student FTE MSOC allocations of \$1,472.01 for the 2017-18 school year and \$1,499.98 for the 2018-19 school year.

(d) Students in grades 9-12 generate per student FTE MSOC allocations in addition to the allocations provided in (a) through (c) of this subsection at the following rate:

MSOC Component	2017-18 School Year	2018-19 School Year
Technology	\$37.60	\$38.31
Curriculum and Textbooks	\$41.02	\$41.80
Other Supplies and Library Materials	\$85.46	\$87.08
Instructional Professional Development for Certified and Classified Staff	\$6.83	\$6.97
TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE	\$170.91	\$174.16

(9) SUBSTITUTE TEACHER ALLOCATIONS

For the 2017-18 and 2018-19 school years, funding for substitute costs for classroom teachers is based on four (4) funded substitute days per classroom teacher unit generated under subsection (2) of this section, at a daily substitute rate of \$151.86.

(10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

(a) Amounts provided in this section from July 1, 2017, to August 31, 2017, are adjusted to reflect provisions of chapter 4, Laws of 2015 3rd sp. sess., as amended (allocation of funding for students enrolled in alternative learning experiences).

(b) The superintendent of public instruction shall require all districts receiving general apportionment funding for alternative learning experience (ALE) programs as defined in WAC 392-121-182 to provide separate financial

accounting of expenditures for the ALE programs offered in district or with a provider, including but not limited to private companies and multidistrict cooperatives, as well as accurate, monthly headcount and FTE enrollment claimed for basic education, including separate counts of resident and nonresident students.

(11) DROPOUT REENGAGEMENT PROGRAM

The superintendent shall adopt rules to require students claimed for general apportionment funding based on enrollment in dropout reengagement programs authorized under RCW 28A.175.100 through 28A.175.115 to meet requirements for at least weekly minimum instructional contact, academic counseling, career counseling, or case management contact. Districts must also provide separate financial accounting of expenditures for the programs offered by the district or under contract with a provider, as well as accurate monthly headcount and full-time equivalent enrollment claimed for basic education, including separate enrollment counts of resident and nonresident students.

(12) ALL DAY KINDERGARTEN PROGRAMS

Funding in this section is sufficient to fund all day kindergarten programs in all schools in the 2017-18 school year and 2018-19 school year, pursuant to RCW 28A.150.220 and 28A.150.315.

(13) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND NECESSARY PLANTS

For small school districts and remote and necessary school plants within any district which have been judged to be remote and necessary by the superintendent of public instruction, additional staff units are provided to ensure a minimum level of staffing support. Additional administrative and certificated instructional staff units provided to districts in this subsection shall be reduced by the general education staff units, excluding career and technical education and skills center enhancement units, otherwise provided in subsections (2) through (5) of this section on a per district basis.

(a) For districts enrolling not more than twenty-five average annual full-time equivalent students in grades K-8, and for small school plants within any school district which have been judged to be remote and necessary by the superintendent of public instruction and enroll not more than twenty-five average annual full-time equivalent students in grades K-8:

(i) For those enrolling no students in grades 7 and 8, 1.76 certificated instructional staff units and 0.24 certificated administrative staff units for enrollment of not more than five students, plus one-twentieth of a certificated instructional staff unit for each additional student enrolled; and

(ii) For those enrolling students in grades 7 or 8, 1.68 certificated instructional staff units and 0.32 certificated administrative staff units for enrollment of not more than five students, plus one-tenth of a certificated instructional staff unit for each additional student enrolled;

(b) For specified enrollments in districts enrolling more than twenty-five but not more than one hundred average annual full-time equivalent students in grades K-8, and for small school plants within any school district which enroll more than twenty-five average annual full-time equivalent students in grades K-8 and have been judged to be remote and necessary by the superintendent of public instruction:

(i) For enrollment of up to sixty annual average full-time equivalent students in grades K-6, 2.76 certificated instructional staff units and 0.24 certificated administrative staff units; and

(ii) For enrollment of up to twenty annual average full-time equivalent students in grades 7 and 8, 0.92 certificated instructional staff units and 0.08 certificated administrative staff units;

(c) For districts operating no more than two high schools with enrollments of less than three hundred average annual full-time equivalent students, for enrollment in grades 9-12 in each such school, other than alternative schools, except as noted in this subsection:

(i) For remote and necessary schools enrolling students in any grades 9-12 but no more than twenty-five average annual full-time equivalent students in grades K-12, four and one-half certificated instructional staff units and one-quarter of a certificated administrative staff unit;

(ii) For all other small high schools under this subsection, nine certificated instructional staff units and one-half of a certificated administrative staff unit for the first sixty average annual full-time equivalent students, and additional staff units based on a ratio of 0.8732 certificated instructional staff units and 0.1268 certificated administrative staff units per each additional forty-three and one-half average annual full-time equivalent students;

(iii) Districts receiving staff units under this subsection shall add students enrolled in a district alternative high school and any grades nine through twelve alternative learning experience programs with the small high school enrollment for calculations under this subsection;

(d) For each nonhigh school district having an enrollment of more than seventy annual average full-time equivalent students and less than one hundred eighty students, operating a grades K-8 program or a grades 1-8 program, an additional one-half of a certificated instructional staff unit;

(e) For each nonhigh school district having an enrollment of more than fifty annual average full-time equivalent students and less than one hundred eighty students, operating a grades K-6 program or a grades 1-6 program, an additional one-half of a certificated instructional staff unit;

(f)(i) For enrollments generating certificated staff unit allocations under (a) through (e) of this subsection, one classified staff unit for each 2.94 certificated staff units allocated under such subsections;

(ii) For each nonhigh school district with an enrollment of more than fifty annual average full-time equivalent students and less than one hundred eighty students, an additional one-half of a classified staff unit; and

(g) School districts receiving additional staff units to support small student enrollments and remote and necessary plants under this subsection (13) shall generate additional MSOC allocations consistent with the nonemployee related costs (NERC) allocation formula in place for the 2010-11 school year as provided section 502, chapter 37, Laws of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually for inflation.

(14) Any school district board of directors may petition the superintendent of public instruction by submission of a resolution adopted in a public meeting to reduce or delay any portion of its basic education allocation for any school year. The superintendent of public instruction shall approve such reduction or delay if it does not impair the district's financial condition. Any delay shall not be for more than two school years. Any reduction or delay shall have no impact on levy authority pursuant to RCW 84.52.0531 and local effort assistance pursuant to chapter 28A.500 RCW.

(15) The superintendent may distribute funding for the following programs outside the basic education formula during fiscal years 2018 and 2019 as follows:

(a) \$638,000 of the general fund—state appropriation for fiscal year 2018 and \$650,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for fire protection for school districts located in a fire protection district as now or hereafter established pursuant to chapter 52.04 RCW.

(b) \$436,000 of the general fund—state appropriation for fiscal year 2018 and \$436,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for programs providing skills training for secondary students who are enrolled in extended day school-to-work programs, as approved by the superintendent of public instruction. The funds shall be allocated at a rate not to exceed \$500 per full-time equivalent student enrolled in those programs.

(16) \$225,000 of the general fund—state appropriation for fiscal year 2018 and \$229,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for school district emergencies as certified by the superintendent of public instruction. Funding provided must be conditioned upon the written commitment and plan of the school district board of directors to repay the grant with any insurance payments or other judgments that may be awarded, if applicable. At the close of the fiscal year the superintendent of public instruction shall report to the office of financial management and the appropriate fiscal committees of the legislature on the allocations provided to districts and the nature of the emergency.

(17) Funding in this section is sufficient to fund a maximum of 1.6 FTE enrollment for skills center students pursuant to chapter 463, Laws of 2007.

(18) Students participating in running start programs may be funded up to a combined maximum enrollment of 1.2 FTE including school district and institution of higher education enrollment consistent with the running start course requirements provided in chapter 202, Laws of 2015 (dual credit education opportunities). In calculating the combined 1.2 FTE, the office of the superintendent of public instruction may average the participating student's September through June enrollment to account for differences in the start and end dates for courses provided by the high school and higher education institution. Additionally, the office of the superintendent of public instruction, in consultation with the state board for community and technical colleges, the student achievement council, and the education data center, shall annually track and report to the fiscal committees of the legislature on the combined FTE experience of students participating in the running start program, including course load analyses at both the high school and community and technical college system.

(19) If two or more school districts consolidate and each district was receiving additional basic education formula staff units pursuant to subsection (13) of this section, the following apply:

(a) For three school years following consolidation, the number of basic education formula staff units shall not be less than the number of basic education formula staff units received by the districts in the school year prior to the consolidation; and

(b) For the fourth through eighth school years following consolidation, the difference between the basic education formula staff units received by the districts for the school year prior to consolidation and the basic education formula staff units after consolidation pursuant to subsection (13) of this section shall be reduced in increments of twenty percent per year.

(20)(a) Indirect cost charges by a school district to approved career and technical education middle and secondary programs shall not exceed the lesser of five percent or the cap established in federal law of the combined basic education and career and technical education program enhancement allocations of state funds. Middle and secondary career and technical education programs are considered separate programs for funding and financial reporting purposes under this section.

(b) Career and technical education program full-time equivalent enrollment shall be reported on the same monthly basis as the enrollment for students eligible for basic support, and payments shall be adjusted for reported career and technical education program enrollments on the same monthly basis as those adjustments for enrollment for students eligible for basic support.

(21) Funding in this section is sufficient to provide full general apportionment payments to school districts eligible for federal forest revenues as provided in RCW 28A.520.020. For the 2017-2019 biennium, general apportionment payments are not reduced for school districts receiving federal forest revenues.

Sec. 1403. 2018 c 299 s 503 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION EMPLOYEE COMPENSATION

(1) The following calculations determine the salaries used in the state allocations for certificated instructional, certificated administrative, and classified staff units as provided in House Bill No. 2242 (fully funding the program of basic education), RCW 28A.150.260, and under section 502 of this act:

(a) For the 2017-18 school year, salary allocations for certificated instructional staff units are determined for each district by multiplying the district's certificated instructional total base salary shown on LEAP Document 2 by the district's average staff mix factor for certificated instructional staff in that school year, computed using LEAP document 1.

(b) For the 2017-18 school year, salary allocations for certificated administrative staff units and classified staff units for each district are determined based on the district's certificated administrative and classified salary allocation amounts shown on LEAP Document 2.

(c) For the 2018-19 school year salary allocations for certificated instructional staff, certificated administrative staff, and classified staff units are determined for each school district by multiplying the statewide minimum salary allocation for each staff type by the school district's regionalization factor shown in LEAP Document 3.

Statewide Minimum Salary Allocation	
For School Year 2018-19	
Certificated Instructional Staff	\$65,216.05
Certificated Administrative Staff	\$96,805.00
Classified Staff	\$46,784.33

(2) For the purposes of this section:

(a) "LEAP Document 1" means the staff mix factors for certificated instructional staff according to education and years of experience, as developed by the legislative evaluation and accountability program committee on June 22, 2017, at 1:14 hours; and

(b) "LEAP Document 2" means the school year salary allocations for certificated administrative staff and classified staff and derived and total base salaries for certificated instructional staff as developed by the legislative evaluation and accountability program committee on June 22, 2017, at 1:14 hours.

(c) "LEAP Document 3" means the school district regionalization factors for certificated instructional, certificated administrative, and classified staff, as developed by the legislative evaluation and accountability program committee on ~~(March 6)~~ December 10, 2018, at 8:24 hours.

(3) Incremental fringe benefit factors are applied to salary adjustments at a rate of 22.85 percent for school year 2017-18 and ~~((23.01))~~ 23.06 percent for school year 2018-19 for certificated instructional and certificated administrative staff and 21.10 percent for school year 2017-18 and ~~((21.17))~~ 21.20 percent for the 2018-19 school year for classified staff.

(4)(a) Pursuant to RCW 28A.150.410, the following state-wide salary allocation schedule for certificated instructional staff are established for basic education salary allocations for the 2017-18 school year:

Table Of Total Base Salaries For Certificated Instructional Staff

For School Year 2017-18

*** Education Experience ***

Years of Experience	0	1	2	3	4	5	6	7	8	9
Elementary	36,505	37,075	37,645	38,215	38,785	39,355	39,925	40,495	41,065	41,635
Intermediate	42,075	42,645	43,215	43,785	44,355	44,925	45,495	46,065	46,635	47,205
High School	47,645	48,215	48,785	49,355	49,925	50,495	51,065	51,635	52,205	52,775

5	3	39	41	42	45	47	46	49	51
	8,	,9	,0	,3	,6	,9	,2	,5	,7
	9	95	69	67	79	18	09	22	60
	2								
	6								
6	3	40	41	42	46	48	46	50	52
	9,	,4	,5	,9	,2	,4	,7	,0	,2
	4	74	85	48	44	94	16	13	62
	2								
	8								
7	4	41	42	43	47	49	47	51	53
	0,	,3	,4	,9	,2	,5	,6	,0	,3
	3	73	98	35	80	93	66	10	24
	1								
	2								
8	4	42	43	45	48	51	49	52	54
	1,	,7	,8	,4	,8	,2	,1	,5	,9
	6	24	76	31	22	19	61	52	49
	0								
	4								
9		44	45	46	50	52	50	54	56
		,1	,3	,9	,4	,8	,6	,1	,6
		22	32	43	13	92	72	43	23
10			46	48	52	54	52	55	58
			,8	,5	,0	,6	,2	,7	,3
			05	33	49	11	63	80	40
11				50	53	56	53	57	60
				,1	,7	,3	,8	,4	,1
				69	61	75	99	92	04
12				51	55	58	55	59	61
				,7	,5	,2	,6	,2	,9
				53	20	11	00	50	42
13					57	60	57	61	63
					,3	,0	,3	,0	,8
					22	93	60	52	23
14					59	62	59	62	65
					,1	,0	,1	,9	,7
					32	46	72	81	76
15					60	63	60	64	67
					,6	,6	,7	,6	,4
					71	60	10	18	86
16					61	64	61	65	68
or					,8	,9	,9	,9	,8
m					84	32	24	10	36
or									
e									

(b) As used in this subsection, the column headings "BA+(N)" refer to the number of credits earned since receiving the baccalaureate degree.

(c) For credits earned after the baccalaureate degree but before the masters degree, any credits in excess of forty-five credits may be counted after the masters degree. Thus, as used in this subsection, the column headings "MA+(N)" refer to the total of:

(i) Credits earned since receiving the masters degree; and

(ii) Any credits in excess of forty-five credits that were earned after the baccalaureate degree but before the masters degree.

(5) For the purposes of this section:

(a) "BA" means a baccalaureate degree.

(b) "MA" means a masters degree.

(c) "PHD" means a doctorate degree.

(d) "Years of service" shall be calculated under the same rules adopted by the superintendent of public instruction.

(e) "Credits" means college quarter hour credits and equivalent in-service credits computed in accordance with RCW 28A.415.020 and 28A.415.023.

(6) No more than ninety college quarter-hour credits received by any employee after the baccalaureate degree may be used to determine compensation allocations under the state salary allocation schedule and LEAP documents referenced in this part V, or any replacement schedules and documents, unless:

(a) The employee has a masters degree; or

(b) The credits were used in generating state salary allocations before January 1, 1992.

(7) The salary allocations established in this section are for allocation purposes only except as provided in this subsection, and do not entitle an individual staff position to a particular paid salary except as provided in RCW 28A.400.200, as amended by House Bill No. 2242 (fully funding the program of basic education).

(8) For school year 2018-19, the salary allocations for each district shall be the greater of:

(a) The derived school year 2018-19 salary allocations in subsection (1) of this section; or

(b) The derived salary allocations for school year 2017-18 increased by 2.3 percent.

Sec. 1404. 2018 c 299 s 504 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL EMPLOYEE COMPENSATION ADJUSTMENTS

General Fund—State Appropriation (FY 2018)\$206,149,000

General Fund—State Appropriation (FY 2019)((~~\$2,029,841,000~~))

\$2,057,783,000

Dedicated McCleary Penalty Account—State

Appropriation.....	\$84,020,000
TOTAL	APPROPRIATION
.....	<u>\$2,320,010,000</u>
	<u>\$2,347,952,000</u>

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

(1) The salary increases provided in this section are inclusive of and above the annual cost-of-living adjustments pursuant to RCW 28A.400.205.

(2) In addition to salary allocations specified in this subsection (1) funding in this subsection includes one day of professional learning for each of the funded full-time equivalent certificated instructional staff units in school year 2018-19. Nothing in this section entitles an individual certificated instructional staff to any particular number of professional learning days.

(3)(a) The appropriations in this section include associated incremental fringe benefit allocations at 22.85 percent for the 2017-18 school year and ~~((23.04))~~ 23.06 percent for the 2018-19 school year for certificated instructional and certificated administrative staff and 21.10 percent for the 2017-18 school year and ~~((21.17))~~ 21.20 percent for the 2018-19 school year for classified staff.

(b) The appropriations in this section include the increased or decreased portion of salaries and incremental fringe benefits for all relevant state-funded school programs in part V of this act. Changes for general apportionment (basic education) are based on the salary allocations and methodology in sections 502 and 503 of this act. Changes for special education result from changes in each district's basic education allocation per student. Changes for educational service districts and institutional education programs are determined by the superintendent of public instruction using the methodology for general apportionment salaries and benefits in sections 502 and 503 of this act. Changes for pupil transportation are determined by the superintendent of public instruction pursuant to RCW 28A.160.192, and impact compensation factors in sections 502, 503, and 504 of this act.

(c) The appropriations in this section include no salary adjustments for substitute teachers.

~~((3))~~ (4) The maintenance rate for insurance benefit allocations is \$780.00 per month for the 2017-18 and 2018-19 school years. The appropriations in this section reflect the incremental change in cost of allocating rates of \$820.00 per month for the 2017-18 school year and \$843.97 per month for the 2018-19 school year. When bargaining for health benefits funding for the school employees' benefits board during the 2017-2019 fiscal biennium, any proposal agreed upon must assume the imposition of 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 be collected in addition to the member premium payment.

~~((4))~~ (5) The rates specified in this section are subject to revision each year by the legislature.

~~((5))~~ (6) \$699,437,000 of the general fund—state appropriation in fiscal year 2019 and \$84,020,000 of the dedicated McCleary penalty account—state appropriation are provided solely for allocation to school districts to increase compensation related to increasing school employee salary allocations, changing the special education excess cost multiplier as provided in RCW 28A.150.390(2)(b), regionalization factors as provided in RCW 28A.150.412(2)(b), and professional learning day delay, each as amended by Engrossed Second Substitute Senate Bill No. 6362 (basic education).

Sec. 1405. 2018 c 299 s 505 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION

General Fund—State Appropriation (FY 2018)	\$518,512,000
General Fund—State Appropriation (FY 2019)	((519,533,000))
	<u>\$533,796,000</u>
TOTAL	APPROPRIATION
.....	<u>\$1,038,045,000</u>
	<u>\$1,052,308,000</u>

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 2017-18 and 2018-19 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, 2017, to August 31, 2017, the superintendent shall allocate funding to school districts programs for the transportation of students as provided in section 505, chapter 4, Laws of 2015 3rd sp. sess., as amended.

(3) Within amounts appropriated in this section, up to \$10,000,000 of the general fund—state appropriation for fiscal year 2018 and up to \$10,000,000 of the general fund—state appropriation for fiscal year 2019 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 \$913,000 of this fiscal year 2018 appropriation and a maximum of (~~(\$939,000)~~) \$940,000 of the fiscal year 2019 appropriation may be expended for regional transportation coordinators and related activities. The transportation coordinators shall ensure that data submitted by school districts for state transportation funding shall, to the greatest extent practical, reflect the actual transportation activity of each district.

(5) The office of the superintendent of public instruction shall provide reimbursement funding to a school district for school bus purchases only after the superintendent of public instruction determines that the school bus was purchased from the list established pursuant to RCW 28A.160.195(2) or a comparable competitive bid process based on the lowest price quote based on similar bus categories to those used to establish the list pursuant to RCW 28A.160.195.

(6) The superintendent of public instruction shall base depreciation payments for school district buses on the presales tax five-year average of lowest bids in the appropriate category of bus. In the final year on the depreciation schedule, the depreciation payment shall be based on the lowest bid in the appropriate bus category for that school year.

(7) Funding levels in this section reflect waivers granted by the state board of education for four-day school weeks as allowed under RCW 28A.305.141.

(8) The office of the superintendent of public instruction shall annually disburse payments for bus depreciation in August.

Sec. 1406. 2018 c 299 s 507 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SPECIAL EDUCATION PROGRAMS

General Fund—State Appropriation (FY 2018)	\$965,613,000
General Fund—State Appropriation (FY 2019)	(\$1,001,806,000)
	<u>\$1,025,050,000</u>
General Fund—Federal Appropriation	(\$485,054,000)
	<u>\$494,053,000</u>
Education Legacy Trust Account—State Appropriation	\$54,694,000
Dedicated McCleary Penalty Account—State	
Appropriation.....	\$21,180,000
Pension Funding Stabilization Account—State	

Appropriation	\$20,000
TOTAL	APPROPRIATION
.....	<u>\$2,528,367,000</u>
	<u>\$2,560,610,000</u>

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

(1)(a) Funding for special education programs is provided on an excess cost basis, pursuant to RCW 28A.150.390. School districts shall ensure that special education students as a class receive their full share of the general apportionment allocation accruing through sections 502 and 504 of this act. To the extent a school district cannot provide an appropriate education for special education students under chapter 28A.155 RCW through the general apportionment allocation, it shall provide services through the special education excess cost allocation funded in this section.

(b) Funding provided within this section is sufficient for districts to provide school principals and lead special education teachers annual professional development on the best-practices for special education instruction and strategies for implementation. Districts shall annually provide a summary of professional development activities to the office of the superintendent of public instruction.

(2)(a) The superintendent of public instruction shall ensure that:

(i) Special education students are basic education students first;

(ii) As a class, special education students are entitled to the full basic education allocation; and

(iii) Special education students are basic education students for the entire school day.

(b) The superintendent of public instruction shall continue to implement the full cost method of excess cost accounting, as designed by the committee and recommended by the superintendent, pursuant to section 501(1)(k), chapter 372, Laws of 2006.

(3) Each 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.

(4)(a) For the 2017-18 and 2018-19 school years, the superintendent shall allocate funding to school district programs for special education students as provided in RCW 28A.150.390 as amended by Engrossed Second Substitute Senate Bill No. 6362 (basic education), except that the calculation of the base allocation also includes allocations provided under section 502 (2) and (4) of this act and RCW 28A.150.415, which enhancement is within the program of basic education.

(b) From July 1, 2017, to August 31, 2017, the superintendent shall allocate funding to school district programs for special education students as provided in section 507, chapter 4, Laws of 2015 3rd sp. sess., as amended.

(5) The following applies throughout this section: The definitions for enrollment and enrollment percent are as specified in RCW 28A.150.390(3). Each district's general fund—state funded special education enrollment shall be the lesser of the district's actual enrollment percent or 13.5 percent.

(6) At the request of any interdistrict cooperative of at least 15 districts in which all excess cost services for special education students of the districts are provided by the cooperative, the maximum enrollment percent shall be calculated in accordance with RCW 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate rather than individual district units. For purposes of this subsection, the average basic education allocation per full-time equivalent student shall be calculated in the aggregate rather than individual district units.

(7) \$31,087,000 of the general fund—state appropriation for fiscal year 2018, (~~(\$35,952,000)~~) \$40,571,000 of the general fund—state appropriation for fiscal year 2019, and (~~(\$29,574,000)~~) \$36,188,000 of the general fund—federal appropriation are provided solely for safety net awards for districts with demonstrated needs for special education funding beyond the amounts provided in subsection (4) of this section. If the federal safety net awards based on the federal eligibility threshold exceed the federal appropriation in this subsection (7) in any fiscal year, the superintendent shall expend all available federal discretionary funds necessary to meet this need. At the conclusion of each school year, the superintendent shall recover safety net funds that were distributed prospectively but for which districts were not subsequently eligible.

(a) For the 2017-18 and 2018-19 school years, safety net funds shall be awarded by the state safety net oversight committee as provided in section 109(1) chapter 548, Laws of 2009 (ESHB 2261).

(b) The office of the superintendent of public instruction shall make award determinations for state safety net funding in August of each school year, except that the superintendent of public instruction shall make award determinations for state safety net funding in July of each school year for the Washington state school for the blind and for the center for childhood deafness and hearing loss. Determinations on school district eligibility for state safety net awards shall be based on analysis of actual expenditure data from the current school year.

(8) A maximum of \$931,000 may be expended from the general fund—state appropriations to fund 5.43 full-time equivalent teachers and 2.1 full-time equivalent aides at children's orthopedic hospital and medical center. This amount is in lieu of money provided through the home and hospital allocation and the special education program.

(9) The superintendent shall maintain the percentage of federal flow-through to school districts at 85 percent. In addition to other purposes, school districts may use increased federal funds for high-cost students, for purchasing regional special education services from educational service districts, and for staff development activities particularly relating to inclusion issues.

(10) A school district may carry over from one year to the next year up to 10 percent of the general fund—state funds allocated under this program; however, carryover funds shall be expended in the special education program.

(11) \$256,000 of the general fund—state appropriation for fiscal year 2018 and \$256,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for two additional full-time equivalent staff to support the work of the safety net committee and to provide training and support to districts applying for safety net awards.

(12) \$50,000 of the general fund—state appropriation for fiscal year 2018, \$50,000 of the general fund—state appropriation for fiscal year 2019, and \$100,000 of the general fund—federal appropriation are provided solely for a special education family liaison position within the office of the superintendent of public instruction.

(13) \$21,180,000 of the dedicated McCleary penalty account—state appropriation is provided solely for allocation to school districts to increase the special education excess cost multiplier as provided in RCW 28A.150.390(2)(b), as amended by Engrossed Second Substitute Senate Bill No. 6362 (basic education).

Sec. 1407. 2018 c 299 s 508 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE DISTRICTS

General Fund—State Appropriation (FY 2018)	\$8,549,000
General Fund—State Appropriation (FY 2019)	(\$9,468,000)
	<u>\$9,471,000</u>
	TOTAL APPROPRIATION
	<u>\$18,020,000</u>

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

(1) The educational service districts shall continue to furnish financial services required by the superintendent of public instruction and RCW 28A.310.190 (3) and (4).

(2) Funding within this section is provided for regional professional development related to mathematics and science curriculum and instructional strategies aligned with common core state standards and next generation science standards. Funding shall be distributed among the educational service districts in the same proportion as distributions in the 2007-2009 biennium. Each educational service district shall use this funding solely for salary and benefits for a certificated instructional staff with expertise in the appropriate subject matter and in professional development delivery, and for travel, materials, and other expenditures related to providing regional professional development support.

(3) The educational service districts, at the request of the state board of education pursuant to RCW 28A.310.010 and 28A.305.130, may receive and screen applications for school accreditation, conduct school accreditation site visits pursuant to state board of education rules, and submit to the state board of education post-site visit recommendations for school accreditation. The educational service districts may assess a cooperative service fee to recover actual plus reasonable indirect costs for the purposes of this subsection.

Sec. 1408. 2018 c 299 s 509 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR LOCAL EFFORT ASSISTANCE

General Fund—State Appropriation (FY 2018)	\$451,423,000
General Fund—State Appropriation (FY 2019)	((\$425,973,000))
	<u>\$409,456,000</u>
TOTAL APPROPRIATION	\$877,396,000
	<u>\$860,879,000</u>

The appropriations in this section are subject to the following conditions and limitations: For purposes of RCW 84.52.0531, the increase per full-time equivalent student is 5.85 percent from the 2016-17 school year to the 2017-18 school year.

Sec. 1409. 2018 c 299 s 510 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR INSTITUTIONAL EDUCATION PROGRAMS

General Fund—State Appropriation (FY 2018)	\$13,895,000
General Fund—State Appropriation (FY 2019)	((\$14,096,000))
	<u>\$13,239,000</u>
TOTAL APPROPRIATION	\$27,991,000
	<u>\$27,134,000</u>

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

(1) Each general fund—state 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) State funding provided under this section is based on salaries and other expenditures for a 220-day school year. The superintendent of public instruction shall monitor school district expenditure plans for institutional

education programs to ensure that districts plan for a full-time summer program.

(3) State funding for each institutional education program shall be based on the institution's annual average full-time equivalent student enrollment. Staffing ratios for each category of institution shall remain the same as those funded in the 1995-97 biennium.

(4) The funded staffing ratios for education programs for juveniles age 18 or less in department of corrections facilities shall be the same as those provided in the 1997-99 biennium.

(5) \$701,000 of the general fund—state appropriation for fiscal year 2018 and \$701,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to maintain at least one certificated instructional staff and related support services at an institution whenever the K-12 enrollment is not sufficient to support one full-time equivalent certificated instructional staff to furnish the educational program. The following types of institutions are included: Residential programs under the department of social and health services for developmentally disabled juveniles, programs for juveniles under the department of corrections, programs for juveniles under the juvenile rehabilitation administration, and programs for juveniles operated by city and county jails.

(6) Ten percent of the funds allocated for each institution may be carried over from one year to the next.

Sec. 1410. 2018 c 299 s 511 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PROGRAMS FOR HIGHLY CAPABLE STUDENTS

General Fund—State Appropriation (FY 2018)	\$21,447,000
General Fund—State Appropriation (FY 2019)	((\$24,226,000))
	<u>\$24,117,000</u>
TOTAL APPROPRIATION	\$45,673,000
	<u>\$45,564,000</u>

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) For the 2017-18 and 2018-19 school years, the superintendent shall allocate funding to school district programs for highly capable students as provided in RCW 28A.150.260(10)(c) except that allocations must be based on 5.0 percent of each school district's full-time equivalent enrollment. In calculating the allocations, the superintendent shall assume the following: (i) Additional instruction of 2.1590 hours per week per funded highly capable program

student; (ii) fifteen highly capable program students per teacher; (iii) 36 instructional weeks per year; (iv) 900 instructional hours per teacher; and (v) the compensation rates as provided in sections 503 and 504 of this act.

(b) From July 1, 2017, to August 31, 2017, the superintendent shall allocate funding to school districts programs for highly capable students as provided in section 511, chapter 4, Laws of 2015 3rd sp. sess., as amended.

(3) \$85,000 of the general fund—state appropriation for fiscal year 2018 and \$85,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the centrum program at Fort Worden state park.

Sec. 1411. 2018 c 299 s 512 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR MISCELLANEOUS—EVERY STUDENT SUCCEEDS ACT

General Fund—Federal Appropriation(~~(\$5,802,000)~~)
\$6,302,000

Sec. 1412. 2018 c 299 s 513 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—EDUCATION REFORM PROGRAMS

General Fund—State Appropriation (FY 2018)
.....\$134,384,000

General Fund—State Appropriation (FY 2019)
.....(~~(\$154,111,000)~~)
\$132,638,000

General Fund—Federal Appropriation\$94,811,000

General Fund—Private/Local Appropriation\$1,450,000

Education Legacy Trust Account—State Appropriation
.....\$1,618,000

Pension Funding Stabilization Account—State
Appropriation\$765,000

TOTAL APPROPRIATION
.....\$387,139,000
\$365,666,000

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

(1)(a) \$30,421,000 of the general fund—state appropriation for fiscal year 2018, \$26,975,000 of the general fund—state appropriation for fiscal year 2019, \$1,350,000 of the education legacy trust account—state appropriation, and \$15,868,000 of the general fund—federal appropriation are provided solely for development and implementation of the Washington state assessment system.

(b)(i) The office of the superintendent of public instruction issued a final fiscal note on July 13, 2017, detailing an estimated savings of \$12.7 million in the 2017-

2019 biennium and \$15.2 million in the 2019-2021 biennium from the passage of Engrossed Substitute House Bill No. 2224.

(ii) By November 1, 2018, the superintendent must review the fiscal note and report to the legislature on which actions detailed in the fiscal note were taken by the superintendent to achieve the savings estimated and the actual savings achieved. For those actions provided in the fiscal note that were not taken and for which no savings were achieved, the superintendent must explain why those actions were not taken.

(iii) By November 1, 2018, the superintendent must submit a detailed plan on how the superintendent will achieve all of the savings estimated in the fiscal note for the 2019-2021 biennium.

(2) \$356,000 of the general fund—state appropriation for fiscal year 2018 and \$356,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Washington state leadership and assistance for science education reform (LASER) regional partnership activities, including instructional material purchases, teacher and principal professional development, and school and community engagement events.

(3) \$3,935,000 of the general fund—state appropriation for fiscal year 2018 and (~~(\$3,935,000)~~) \$3,687,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of a new performance-based evaluation for certificated educators and other activities as provided in chapter 235, Laws of 2010 (education reform) and chapter 35, Laws of 2012 (certificated employee evaluations).

(4) \$62,674,000 of the general fund—state appropriation for fiscal year 2018 and (~~(\$82,778,000)~~) \$61,553,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the following bonuses for teachers who hold valid, unexpired certification from the national board for professional teaching standards and who are teaching in a Washington public school, subject to the following conditions and limitations:

(a) For national board certified teachers, a bonus of \$5,296 per teacher in the 2017-18 school year and a bonus of \$5,397 per teacher in the 2018-19 school year;

(b) An additional \$5,000 annual bonus shall be paid to national board certified teachers who teach in either: (A) High schools where at least 50 percent of student headcount enrollment is eligible for federal free or reduced-price lunch, (B) middle schools where at least 60 percent of student headcount enrollment is eligible for federal free or reduced-price lunch, or (C) elementary schools where at least 70 percent of student headcount enrollment is eligible for federal free or reduced-price lunch;

(c) The superintendent of public instruction shall adopt rules to ensure that national board certified teachers meet the qualifications for bonuses under (b) of this subsection for less than one full school year receive bonuses in a prorated manner. All bonuses in this subsection will be paid in July of each school year. Bonuses in this subsection

shall be reduced by a factor of 40 percent for first year NBPTS certified teachers, to reflect the portion of the instructional school year they are certified; and

(d) During the 2017-18 and 2018-19 school years, and within available funds, certificated instructional staff who have met the eligibility requirements and have applied for certification from the national board for professional teaching standards may receive a conditional loan of two thousand dollars or the amount set by the office of the superintendent of public instruction to contribute toward the current assessment fee, not including the initial up-front candidacy payment. The fee shall be an advance on the first annual bonus under RCW 28A.405.415. The conditional loan is provided in addition to compensation received under a district's salary allocation and shall not be included in calculations of a district's average salary and associated salary limitation under RCW 28A.400.200. Recipients who fail to receive certification after three years are required to repay the conditional loan. The office of the superintendent of public instruction shall adopt rules to define the terms for initial grant of the assessment fee and repayment, including applicable fees. To the extent necessary, the superintendent may use revenues from the repayment of conditional loan scholarships to ensure payment of all national board bonus payments required by this section in each school year.

(5) \$477,000 of the general fund—state appropriation for fiscal year 2018 and \$477,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the leadership internship program for superintendents, principals, and program administrators.

(6) \$950,000 of the general fund—state appropriation for fiscal year 2018 and \$950,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Washington reading corps. The superintendent shall allocate reading corps members to schools identified for comprehensive or targeted support and school districts that are implementing comprehensive, proven, research-based reading programs. Two or more schools may combine their Washington reading corps programs.

(7) \$810,000 of the general fund—state appropriation for fiscal year 2018 and \$810,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the development of a leadership academy for school principals and administrators. The superintendent of public instruction shall contract with an independent organization to operate a state-of-the-art education leadership academy that will be accessible throughout the state. Semiannually the independent organization shall report on amounts committed by foundations and others to support the development and implementation of this program. Leadership academy partners shall include the state level organizations for school administrators and principals, the superintendent of public instruction, the professional educator standards board, and others as the independent organization shall identify.

(8) \$3,000,000 of the general fund—state appropriation for fiscal year 2018 and \$3,000,000 of the general fund—state appropriation for fiscal year 2019 are

provided solely for a statewide information technology (IT) academy program. This public-private partnership will provide educational software, as well as IT certification and software training opportunities for students and staff in public schools.

(9) \$1,802,000 of the general fund—state appropriation for fiscal year 2018 and \$1,802,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for secondary career and technical education grants pursuant to chapter 170, Laws of 2008, including parts of programs receiving grants that serve students in grades four through six. If equally matched by private donations, \$825,000 of the 2018 appropriation and \$825,000 of the 2019 appropriation shall be used to support FIRST robotics programs in grades four through twelve. Of the amounts in this subsection, \$100,000 of the fiscal year 2018 appropriation and \$100,000 of the fiscal year 2019 appropriation are provided solely for the purpose of statewide supervision activities for career and technical education student leadership organizations.

(10) \$125,000 of the general fund—state appropriation for fiscal year 2018 and \$125,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for (a) staff at the office of the superintendent of public instruction to coordinate and promote efforts to develop integrated math, science, technology, and engineering programs in schools and districts across the state; and (b) grants of \$2,500 to provide twenty middle and high school teachers each year with professional development training for implementing integrated math, science, technology, and engineering programs in their schools.

(11) \$135,000 of the general fund—state appropriation for fiscal year 2018 and \$135,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for science, technology, engineering and mathematics lighthouse projects, consistent with chapter 238, Laws of 2010.

(12) \$10,500,000 of the general fund—state appropriation for fiscal year 2018 and \$10,500,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a beginning educator support program. The program shall prioritize first year teachers in the mentoring program. School districts and/or regional consortia may apply for grant funding. The program provided by a district and/or regional consortia shall include: A paid orientation; assignment of a qualified mentor; development of a professional growth plan for each beginning teacher aligned with professional certification; release time for mentors and new teachers to work together; and teacher observation time with accomplished peers. Funding may be used to provide statewide professional development opportunities for mentors and beginning educators.

(13) \$250,000 of the general fund—state appropriation for fiscal year 2018 and \$250,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for advanced project lead the way courses at ten high schools. To be eligible for funding in 2018, a high

school must have offered a foundational project lead the way course during the 2016-17 school year. The 2018 funding must be used for one-time start-up course costs for an advanced project lead the way course, to be offered to students beginning in the 2017-18 school year. To be eligible for funding in 2019, a high school must have offered a foundational project lead the way course during the 2017-18 school year. The 2018 funding must be used for one-time start-up course costs for an advanced project lead the way course, to be offered to students beginning in the 2018-19 school year. The office of the superintendent of public instruction and the education research and data center at the office of financial management shall track student participation and long-term outcome data.

(14) \$9,352,000 of the general fund—state appropriation for fiscal year 2018 and \$14,352,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 159, Laws of 2013. By January 15, 2018, the superintendent of public instruction shall submit a plan to the fiscal committees of the legislature outlining the additional school accountability supports that will be implemented as a result of the increased appropriation provided in fiscal year 2019. Of the amount provided in this subsection, \$5,000,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for expenditure contingent upon legislative approval of the superintendent's plan for additional school accountability supports, and the superintendent may not spend that amount until approval is received.

(15) \$450,000 of the general fund—state appropriation for fiscal year 2018 and \$450,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for annual start-up, expansion, or maintenance of existing programs in aerospace and advanced manufacturing programs. To be eligible for funding, the skills center and high schools must agree to engage in developing local business and industry partnerships for oversight and input regarding program components. Program instructors must also agree to participate in professional development leading to student employment, or certification in aerospace or advanced manufacturing industries as determined by the superintendent of public instruction. The office of the superintendent of public instruction and the education research and data center shall report annually student participation and long-term outcome data.

(16) \$5,000,000 of the general fund—state appropriation for fiscal year 2018 and \$4,000,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the provision of training for teachers, principals, and principal evaluators in the performance-based teacher principal evaluation program.

(17) \$125,000 of the general fund—state appropriation for fiscal year 2018 and \$125,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to promote the financial literacy of students. The effort will be coordinated through the financial literacy public-private partnership.

(18) \$2,194,000 of the general fund—state appropriation for fiscal year 2018 and \$909,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to implement chapter 18, Laws of 2013 2nd sp. sess. (Engrossed Substitute Senate Bill No. 5946) (strengthening student educational outcomes).

(19) \$36,000 of the general fund—state appropriation for fiscal year 2018 and \$36,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for chapter 212, Laws of 2014 (Substitute Senate Bill No. 6074) (homeless student educational outcomes).

(20) \$80,000 of the general fund—state appropriation for fiscal year 2018 and \$40,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for chapter 219, Laws of 2014 (Second Substitute Senate Bill No. 6163) (expanded learning).

(21) \$10,000 of the general fund—state appropriation for fiscal year 2018 and \$10,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for chapter 102, Laws of 2014 (Senate Bill No. 6424) (biliteracy seal).

(22) \$500,000 of the general fund—state appropriation for fiscal year 2018 and \$500,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the office of the superintendent of public instruction to contract with a nonprofit organization to integrate the state learning standards in English language arts, mathematics, and science with FieldSTEM outdoor field studies and project-based and work-based learning opportunities aligned with the environmental, natural resource, and agricultural sectors.

(23) Within the amounts provided in this section, the superintendent of public instruction shall obtain an existing student assessment inventory tool that is free and openly licensed and distribute the tool to every school district. Each school district shall use the student assessment inventory tool to identify all state-level and district-level assessments that are required of students. The state-required assessments should include: Reading proficiency assessments used for compliance with RCW 28A.320.202; the required statewide assessments under chapter 28A.655 RCW in grades three through eight and at the high school level in English language arts, mathematics, and science, as well as the practice and training tests used to prepare for them; and the high school end-of-course exams in mathematics under RCW 28A.655.066. District-required assessments should include: The second grade reading assessment used to comply with RCW 28A.300.320; interim smarter balanced assessments, if required; the measures of academic progress assessment, if required; and other required interim, benchmark, or summative standardized assessments, including assessments used in social studies, the arts, health, and physical education in accordance with RCW 28A.230.095, and for educational technology in accordance with RCW 28A.655.075. The assessments identified should not include assessments used to determine eligibility for any categorical program including the transitional bilingual instruction program, learning assistance program, highly capable program, special education program, or any

formative or diagnostic assessments used solely to inform teacher instructional practices, other than those already identified. By October 15th of each year, each district shall report to the superintendent the amount of student time in the previous school year that is spent taking each assessment identified. By December 15th of each even numbered calendar year, the superintendent shall summarize the information reported by the school districts and report to the education committees of the house of representatives and the senate.

(24) \$125,000 of the general fund—state appropriation for fiscal year 2018 and \$125,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for contracts with nonprofit organizations that provide direct services to children exclusively through one-to-one volunteer mentoring. The mentor, student, and parent must each receive monthly coaching from professional staff in the first year and coaching every two months in subsequent years.

(25) \$200,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for grants to implement a program that provides hands-on education in financial literacy, work readiness, and entrepreneurship.

(26) Sufficient amounts are appropriated in this section for the office of the superintendent of public instruction to create a process and provide assistance to school districts in planning for future implementation of the summer knowledge improvement program grants.

Sec. 1413. 2018 c 299 s 514 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITIONAL BILINGUAL PROGRAMS

General Fund—State Appropriation (FY 2018)	\$151,517,000
General Fund—State Appropriation (FY 2019)	(\$158,812,000)
	<u>\$158,453,000</u>
General Fund—Federal Appropriation	\$97,244,000
Pension Funding Stabilization Account—State Appropriation	\$4,000
TOTAL APPROPRIATION	\$407,577,000
	<u>\$407,218,000</u>

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 2017-18 and 2018-19 school years, the superintendent shall allocate funding to school districts for

transitional bilingual programs under RCW 28A.180.010 through 28A.180.080, including programs for exited students, as provided in RCW 28A.150.260(10)(b) and the provisions of this section. In calculating the allocations, the superintendent shall assume the following averages: (i) Additional instruction of 4.7780 hours per week per transitional bilingual program student in grades kindergarten through six and 6.7780 hours per week per transitional bilingual program student in grades seven through twelve in school years 2017-18 and 2018-19; (ii) additional instruction of 3.0000 hours per week in school years 2017-18 and 2018-19 for the head count number of students who have exited the transitional bilingual instruction program within the previous two years based on their performance on the English proficiency assessment; (iii) fifteen transitional bilingual program students per teacher; (iv) 36 instructional weeks per year; (v) 900 instructional hours per teacher; and (vi) the compensation rates as provided in sections 503 and 504 of this act. Pursuant to RCW 28A.180.040(1)(g), the instructional hours specified in (a)(ii) of this subsection (2) are within the program of basic education.

(b) From July 1, 2017, to August 31, 2017, the superintendent shall allocate funding to school districts for transitional bilingual instruction programs as provided in section 514, chapter 4, Laws of 2015, 3rd sp. sess., as amended.

(3) The superintendent may withhold allocations to school districts in subsection (2) of this section solely for the central provision of assessments as provided in RCW 28A.180.090 (1) and (2) up to the following amounts: 2.50 percent for school year 2017-18 and ~~((2.57))~~ 2.59 percent for school year 2018-19.

(4) The general fund—federal appropriation in this section is for migrant education under Title I Part C and English language acquisition, and language enhancement grants under Title III of the elementary and secondary education act.

(5) \$35,000 of the general fund—state appropriation for fiscal year 2018 and \$35,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to track current and former transitional bilingual program students.

(6) \$495,000 of the general fund—state appropriation in fiscal year 2018 and ~~(\$198,000)~~ \$1,060,000 of the general fund—state appropriation in fiscal year 2019 are provided solely for the central provision of assessments as provided in RCW 28A.180.090, and is in addition to the withholding amounts specified in subsection (3) of this section.

Sec. 1414. 2018 c 299 s 515 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE LEARNING ASSISTANCE PROGRAM

General Fund—State Appropriation (FY 2018)	\$323,386,000
--------------------------------------------	---------------

General Fund—State Appropriation (FY 2019)	((\$348,202,000))
	<u>\$345,574,000</u>
General Fund—Federal Appropriation	\$519,487,000
TOTAL APPROPRIATION	\$1,191,075,000
	<u>\$1,188,447,000</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 2017-18 and 2018-19 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 2017-18 and 2018-19 school years; (B) additional instruction of 1.1 hours per week per funded learning assistance program student for the 2017-18 and 2018-19 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 teacher; and (F) the compensation rates as provided in sections 503 and 504 of this act.

(ii) From July 1, 2017, to August 31, 2017, the superintendent shall allocate funding to school districts for learning assistance programs as provided in section 515, chapter 4, Laws of 2015, 3rd sp. sess., as amended.

(c) A school district's funded students for the learning assistance program shall be the sum of the district's full-time equivalent enrollment in grades K-12 for the prior school year multiplied by the district's percentage of October headcount enrollment in grades K-12 eligible for free or reduced-price lunch in the prior school year. The prior school year's October headcount enrollment for free and reduced-price lunch shall be as reported in the comprehensive education data and research system.

(2) Allocations made pursuant to subsection (1) of this section shall be adjusted to reflect ineligible applications identified through the annual income verification process required by the national school lunch program, as recommended in the report of the state auditor on the learning assistance program dated February, 2010.

(3) The general fund—federal appropriation in this section is provided for Title I Part A allocations of the every student succeeds act of 2016.

(4) A school district may carry over from one year to the next up to 10 percent of the general fund—state funds allocated under this program; however, carryover funds shall be expended for the learning assistance program.

(5) Within existing resources, during the 2017-18 and 2018-19 school years, school districts are authorized to use funds allocated for the learning assistance program to also provide assistance to high school students who have not passed the state assessment in science.

Sec. 1415. 2018 c 299 s 516 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—PER PUPIL ALLOCATIONS

Statewide Average Allocations

Per Annual Average Full-Time Equivalent Student

Basic Education Program	2017-18 School Year	2018-19 School Year
General Apportionment	\$7,063	((\$8,736)) <u>\$8,773</u>
Pupil Transportation	\$429	((\$531)) <u>\$557</u>
Special Education Programs	\$6,897	((\$8,749)) <u>\$8,784</u>
Institutional Education Programs	\$14,401	((\$17,811)) <u>\$17,796</u>
Programs for Highly Capable Students	\$457	((\$569)) <u>\$572</u>
Transitional Bilingual Programs	\$1,031	((\$1,250)) <u>\$1,258</u>
Learning Assistance Program	\$738	((\$920)) <u>\$925</u>

Sec. 1416. 2018 c 299 s 517 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

(1) Amounts distributed to districts by the superintendent through part V of this act are for allocations purposes only, unless specified by part V of this act, and do not entitle a particular district, district employee, or student to a specific service, beyond what has been expressly provided in statute. Part V of this act restates the requirements of various sections of Title 28A RCW. If any conflict exists, the provisions of Title 28A RCW control unless this act explicitly states that it is providing an enhancement. Any amounts provided in part V of this act in excess of the amounts required by Title 28A RCW provided in statute, are not within the program of basic education unless clearly stated by this act.

(2) To the maximum extent practicable, when adopting new or revised rules or policies relating to the administration of allocations in part V of this act that result in fiscal impact, the office of the superintendent of public instruction shall attempt to seek legislative approval through the budget request process.

(3) Appropriations made in this act to the office of the superintendent of public instruction shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act except as expressly provided in subsection (4) of this section.

(4) The appropriations to the office of the superintendent of public instruction in this act shall be expended for the programs and amounts specified in this act. However, after May 1, ((2018)) 2019, unless specifically prohibited by this act and after approval by the director of financial management, the superintendent of public instruction may transfer state general fund appropriations for fiscal year ((2018)) 2019 among the following programs to meet the apportionment schedule for a specified formula in another of these programs: General apportionment, employee compensation adjustments, pupil transportation, special education programs, institutional education programs, transitional bilingual programs, highly capable, and learning assistance programs.

(5) The director of financial management shall notify the appropriate legislative fiscal committees in writing prior to approving any allotment modifications or transfers under this section.

(6) As required by RCW 28A.710.110, the office of the superintendent of public instruction shall transmit the charter school authorizer oversight fee for the charter school commission to the charter school oversight account.

Sec. 1417. 2018 c 299 s 518 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR CHARTER SCHOOLS

Washington Opportunity Pathways Account—State
Appropriation((~~\$55,569,000~~))
\$57,321,000

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

(1) The superintendent shall distribute funding appropriated in this section to charter schools under chapter 28A.710 RCW. Within amounts provided in this section the superintendent may distribute funding for safety net awards for charter schools with demonstrated needs for special education funding beyond the amounts provided under chapter 28A.710 RCW.

(2) \$2,378,000 of the Washington opportunity pathways account—state appropriation is provided solely for allocation to school districts to increase compensation related to increasing school employee salary allocations,

changing the special education excess cost multiplier as provided in RCW 28A.150.390(2)(b), regionalization factors as provided in RCW 28A.150.412(2)(b), and the professional learning day delay, each as amended by Engrossed Second Substitute Senate Bill No. 6362 (basic education).

**PART XV
SUPPLEMENTAL
HIGHER EDUCATION**

Sec. 1501. 2018 c 299 s 601 (uncodified) is amended to read as follows:

FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

General Fund—State Appropriation (FY 2018)	\$629,169,000
General Fund—State Appropriation (FY 2019)	((\$637,311,000))
	<u>\$637,457,000</u>
Community/Technical College Capital Projects	
Account—State Appropriation	\$21,618,000
Education Legacy Trust Account—State Appropriation	\$134,501,000
Pension Funding Stabilization Account—State	
Appropriation	\$67,897,000
	TOTAL APPROPRIATION
	<u>\$1,490,496,000</u>
	<u>\$1,490,642,000</u>

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

(1) \$33,261,000 of the general fund—state appropriation for fiscal year 2018 and \$33,261,000 of the general fund—state appropriation for fiscal year 2019 are provided solely as special funds for training and related support services, including financial aid, as specified in RCW 28C.04.390. Funding is provided to support at least 7,170 full-time equivalent students in fiscal year 2018 and at least 7,170 full-time equivalent students in fiscal year 2019.

(2) \$5,450,000 of the education legacy trust account—state appropriation is provided solely for administration and customized training contracts through the job skills program. The state board shall make an annual report by January 1st of each year to the governor and to the appropriate policy and fiscal committees of the legislature regarding implementation of this section, listing the scope of grant awards, the distribution of funds by educational sector and region of the state, and the results of the partnerships supported by these funds.

(3) \$425,000 of the general fund—state appropriation for fiscal year 2018 and \$425,000 of the general fund—state appropriation for fiscal year 2019 are

provided solely for Seattle central college's expansion of allied health programs.

(4) \$5,250,000 of the general fund—state appropriation for fiscal year 2018 and \$5,250,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the student achievement initiative.

(5) \$1,610,000 of the general fund—state appropriation for fiscal year 2018, and \$1,610,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the expansion of the mathematics, engineering, and science achievement program. The state board shall report back to the appropriate committees of the legislature on the number of campuses and students served by December 31, 2018.

(6) \$1,500,000 of the general fund—state appropriation for fiscal year 2018 and \$1,500,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of guided pathways or similar programs designed to improve student success, including, but not limited to, academic program redesign, student advising, and other student supports.

(7) \$1,500,000 of the general fund—state appropriation for fiscal year 2018 and \$1,500,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for operating a fabrication composite wing incumbent worker training program to be housed at the Washington aerospace training and research center.

(8) \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the aerospace center of excellence currently hosted by Everett community college to:

(a) Increase statewide communications and outreach between industry sectors, industry organizations, businesses, K-12 schools, colleges, and universities;

(b) Enhance information technology to increase business and student accessibility and use of the center's web site; and

(c) Act as the information entry point for prospective students and job seekers regarding education, training, and employment in the industry.

(9) \$18,697,000 of the general fund—state appropriation for fiscal year 2018 and \$19,164,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(10) Community and technical colleges are not required to send mass mailings of course catalogs to residents of their districts. Community and technical colleges shall consider lower cost alternatives, such as mailing postcards or brochures that direct individuals to online information and other ways of acquiring print catalogs.

(11) The state board for community and technical colleges shall not use funds appropriated in this section to support intercollegiate athletics programs.

(12) \$157,000 of the general fund—state appropriation for fiscal year 2018 and \$157,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Wenatchee Valley college wildfire prevention program.

(13) \$100,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for implementation of chapter 154, Laws of 2017 (SSB 5022) (education loan information).

(14) \$185,000 of the general fund—state appropriation for fiscal year 2018 and \$185,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 177, Laws of 2017 (SSB 5100) (financial literacy seminars).

(15) \$41,000 of the general fund—state appropriation for fiscal year 2018 and \$42,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 98, Laws of 2017 (E2SHB 1375) (ctc course material costs).

(16) \$158,000 of the general fund—state appropriation for fiscal year 2018 and \$5,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 237, Laws of 2017 (ESHB 1115) (paraeducators).

(17) \$150,000 of the general fund—state appropriation for fiscal year 2018 and \$150,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for program delivery through Green River College to the Covington area and southeast King county in response to the education needs assessment conducted by the student achievement council in the 2015-2017 fiscal biennium.

(18) \$60,000 of the general fund—state appropriation for fiscal year 2018 and \$60,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a youth development program operated by Everett community college in conjunction with a county chapter of a national civil rights organization.

(19) \$750,000 of the general fund—state appropriation for fiscal year 2018 and \$750,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for increased enrollments in the integrated basic education and skills training program. Funding will support approximately 120 additional full-time equivalent enrollments annually.

(20)(a) The state board must provide quality assurance reports on the ctLink project at the frequency directed by the office of chief information officer for review and for posting on its information technology project dashboard.

(b) The state board must develop a technology budget using a method similar to the state capital budget, identifying project costs, funding sources, and anticipated deliverables through each stage of the investment and across fiscal periods and biennia from project initiation to implementation. The budget must be updated at the frequency directed by the office of chief information officer

for review and for posting on its information technology project dashboard.

(c) The office of the chief information officer may suspend the ctcLink project at any time if the office of the chief information officer determines that the project is not meeting or is not expected to meet anticipated performance measures, implementation timelines, or budget estimates. Once suspension or termination occurs, the state board shall not make additional expenditures on the ctcLink project without approval of the chief information officer. The ctcLink project funded through the community and technical college innovation account created in RCW 28B.50.515 is subject to the conditions, limitations, and review provided in section 724 of this act.

(21) \$150,000 of the general fund—state appropriation for fiscal year 2018 and \$150,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the aerospace center of excellence hosted by Everett Community College to develop an unmanned aircraft system program in Sunnyside.

(22) \$216,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the opportunity center for employment and education at north Seattle college.

(23) \$381,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2009 (gold star families/higher education). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(24) \$500,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for Highline college to implement the Federal Way higher education initiative in partnership with the city of Federal Way and the University of Washington Tacoma campus.

(25)(a) \$150,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the board to contract with an independent professional consulting service to:

(i) Collect academic, classified, and professional employee total compensation data, source of funding, and the duties or categories for which that compensation is paid;

(ii) Identify comparable market rate salaries;

(iii) Incorporate, as appropriate, data from the office of financial management from the compensation studies conducted pursuant to the 2017-2019 memorandum of understanding between the state of Washington community college coalition and the Washington federation of state employees re: regional compensation issues; and

(iv) Provide analysis regarding whether a local labor market adjustment formula should be implemented, and if so which market adjustment factors and methods should be used.

(b) The board must collect, and college districts must provide, the compensation, recruitment, and retention data

necessary to accomplish the work required in this subsection.

(c) The consultant shall provide an interim report to the board by August 15, 2018. The consultant shall provide the final data and analysis to the board by October 1, 2018.

(26) \$87,000 of the general fund—state appropriation for fiscal year 2018 and \$350,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for Peninsula college to expand the annual cohorts of the specified programs as follows:

(a) Medical assisting, from 20 to 40 students;

(b) Nursing assistant, from 40 to 60 students; and

(c) Registered nursing, from 24 to 32 students.

(27) \$338,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the Washington state labor education and research center at South Seattle College.

(28) \$150,000 of the general fund—state appropriation for fiscal year 2018 and \$150,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the state board to continue the feasibility study for a potential new community and technical college in the Graham, Washington area that was first authorized by section 605, chapter 4, Laws of 2015 3rd sp. sess. The feasibility study shall be accomplished by continuing to expand enrollment and classes at the Graham-Kapowsin high school and gathering data, such as enrollment numbers, future class interest, and student profile data, from students who participate. The feasibility study shall specifically address the intent of pursuing the establishment of a community college in the Graham, Washington area and the state board of community and technical colleges shall report to the legislature the findings of the feasibility study by June 30, 2019.

(29) \$42,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Senate Bill No. 5028 (Native American curriculum). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(30) \$300,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for Cascadia community college to convene a task force with the University of Washington-Bothell and the representatives from the Canyon Park biomedical industry cluster to (a) identify workforce development needs of the area's biomedical cluster and (b) engage in the city of Bothell's master planning process to ensure that the retention and expansion of this industry cluster and its workforce are adequately represented in the process.

(31) \$50,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the state board to identify at least two high school equivalency tests that are at least as rigorous as the 2013 general educational test in that sixty percent of high school seniors can pass the test. At least one of the two test options must not require computer proficiency and at least one of the test

options must be low cost to the student. At least one of the test options must be fairly normed to the actual academic ability of current high school seniors such that at least sixty percent of high school seniors can pass the high school equivalency test. The state board must identify at least one test option that is appropriate for students who have been in the workforce, need a high school diploma for employment reasons, have been incarcerated, or were in the military. The state board must communicate the availability of the two test options to public and private test administrators. The state board must report to the legislature and the public the number of students who have received a high school equivalency certificate during the prior month of each year by posting this information on a public page on its web site. The board must also post on a public page on its web site a norming study for every high school equivalency test confirming that the test is within the actual academic ability of recent high school seniors. The norming study must be similar in scope and methods to the norming studies of the 2002 and 2007 GED tests.

Sec. 1502. 2018 c 299 s 602 (uncodified) is amended to read as follows:

FOR THE UNIVERSITY OF WASHINGTON

General Fund—State Appropriation (FY 2018)	\$310,920,000
General Fund—State Appropriation (FY 2019)	(\$325,781,000)
	<u>\$325,951,000</u>
Aquatic Lands Enhancement Account—State Appropriation	\$1,350,000
UW Building Account—State Appropriation	\$1,052,000
Education Legacy Trust Account—State Appropriation	\$33,051,000
Economic Development Strategic Reserve Account—State Appropriation	\$3,034,000
Pension Funding Stabilization Account—State Appropriation	\$51,068,000
Biotoxin Account—State Appropriation	\$596,000
Dedicated Marijuana Account—State Appropriation (FY 2018)	\$247,000
Dedicated Marijuana Account—State Appropriation (FY 2019)	\$247,000
Accident Account—State Appropriation	\$7,425,000
Medical Aid Account—State Appropriation	\$7,032,000
Geoduck Aquaculture Research Account—State Appropriation	\$200,000
TOTAL	APPROPRIATION
	\$742,003,000
	<u>\$742,173,000</u>

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

(1) \$52,000 of the general fund—state appropriation for fiscal year 2018 and \$52,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the center for international trade in forest products in the college of forest resources.

(2) \$38,807,000 of the general fund—state appropriation for fiscal year 2018 and \$39,777,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(3) \$200,000 of the general fund—state appropriation for fiscal year 2018 and \$200,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for labor archives of Washington. The university shall work in collaboration with the state board for community and technical colleges.

(4) \$8,000,000 of the education legacy trust account—state appropriation is provided solely for the family medicine residency network at the university to expand the number of residency slots available in Washington.

(5) The university must continue work with the education research and data center to demonstrate progress in computer science and engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in computer science and engineering programs above the prior academic year.

(6) \$1,350,000 of the aquatic lands enhancement account—state is provided solely for ocean acidification monitoring, forecasting, and research and for operation of the Washington ocean acidification center. By September 1, 2017, the center must provide a biennial work plan and begin quarterly progress reports to the Washington marine resources advisory council created under RCW 43.06.338.

(7) \$11,000,000 of the education legacy trust account—state appropriation is provided solely for the expansion of degrees in the department of computer science and engineering at the Seattle campus.

(8) \$1,000,000 of the general fund—state appropriation for fiscal year 2018 and \$1,000,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the university to increase resident undergraduate enrollments in science, technology, engineering, and math majors. The university is expected to increase full-time equivalent enrollment by approximately 60 additional students.

(9) \$3,000,000 of the economic development strategic reserve account appropriation is provided solely to support the joint center for aerospace innovation technology.

(10) The University of Washington shall not use funds appropriated in this section to support intercollegiate athletics programs.

(11) \$250,000 of the general fund—state appropriation for fiscal year 2018 and \$250,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Latino health center.

(12) \$200,000 of the general fund—state appropriation for fiscal year 2018 and \$200,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the climate impacts group in the college of the environment.

(13) \$8,400,000 of the general fund—state appropriation for fiscal year 2018 and \$7,400,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the continued operations and expansion of the Washington, Wyoming, Alaska, Montana, Idaho medical school program.

(14) \$500,000 of the general fund—state appropriation for fiscal year 2018 and \$2,700,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the university to host the Special Olympics USA Games in July 2018.

(15) \$5,000 of the general fund—state appropriation for fiscal year 2018 and \$80,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 262, Laws of 2017 (E2SHB 1612) (lethal means, reduce access).

(16) \$400,000 of the general fund—state appropriation for fiscal year 2018 and \$400,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a contract with the center for sensorimotor neural engineering to advance research on spinal cord injuries.

(17) \$2,250,000 of the general fund—state appropriation for fiscal year 2018 and \$2,250,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the institute for stem cell and regenerative medicine. Funds appropriated in this subsection must be dedicated to research utilizing pluripotent stem cells and related research methods.

(18) \$500,000 of the general fund—state appropriation for fiscal year 2018 and \$500,000 of the general fund—state appropriation for fiscal year 2019 are provided to the University of Washington to support youth and young adults experiencing homelessness in the university district of Seattle. Funding is provided for the university to work with community service providers and university colleges and departments to plan for and implement a comprehensive one-stop center with navigation services for homeless youth; the university may contract with the department of commerce to expand services that serve homeless youth in the university district.

(19) \$125,000 of the general fund—state appropriation for fiscal year 2018 and \$125,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the University of Washington school of

public health to study the air quality implications of air traffic at the international airport in the state that has the highest total annual number of arrivals and departures. The study must include an assessment of the concentrations of ultrafine particulate matter in areas surrounding and directly impacted by air traffic generated by the airport, including areas within ten miles of the airport in the directions of aircraft flight paths and within ten miles of the airport where public agencies operate an existing air monitoring station. The study must attempt to distinguish between aircraft and other sources of ultrafine particulate matter, and must compare concentrations of ultrafine particulate matter in areas impacted by high volumes of air traffic with concentrations of ultrafine particulate matter in areas that are not impacted by high volumes of air traffic. The university must coordinate with local governments in areas addressed by the study to share results and inclusively solicit feedback from community members. By December 1, 2019, the university must report study findings, including any gaps and uncertainties in health information associated with ultrafine particulate matter, and recommend to the legislature whether sufficient information is available to proceed with a second phase of the study.

(20) The appropriations in this section include sufficient funding for the implementation of chapter 154, Laws of 2017 (SSB 5022) (education loan information).

(21) The appropriations in this section include sufficient funding for the implementation of chapter 177, Laws of 2017 (SSB 5100) (financial literacy seminars).

(22) Within the funds appropriated in this section, the University of Washington shall:

(a) Review the scholarly literature on the short-term and long-term effects of marijuana use to assess if other states or private entities are conducting marijuana research in areas that may be useful to the state.

(b) Provide as part of its budget request for the 2019-2021 biennium:

(i) A list of intended state, federal, and privately funded marijuana research, including cost, duration, and scope; and

(ii) Plans for partnerships with other universities, state agencies, or private entities, including entities outside the state, for purposes related to researching short-term and long-term effects of marijuana use.

(23) General fund—state appropriations in this section are reduced to reflect a reduction in state-supported tuition waivers for graduate students. When reducing tuition waivers, the university will not change its practices and procedures for providing eligible veterans with tuition waivers.

(24) \$45,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for the university to conduct research and analysis of military officers who are attending or have completed the command and general staff college, intermediate level education, or advanced operations course as part of their military education. The purpose of the research and analysis is to

examine possible graduate level degree programs to be offered in partnership with the university and the U.S. army's command and general staff college. The research and analysis shall include stakeholder meetings with the U.S. army's command and general staff college. The university shall submit a report to the appropriate legislative higher education committees and the joint committee on veterans and military affairs by December 31, 2018. The report shall include the results of the research and analysis and plans for possible next steps with other service schools for field grade officers.

(25)(a) \$140,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for the University of Washington school of law to convene a study on the Washington state supreme court decision *Volk v. DeMeerleer*, 386 P.3d 254 (Wash. 2016), and whether or not it substantially changed the law on the duty of care for mental health providers and whether it has had an impact on access to mental health care services in the state. The study shall include:

(i) Comprehensive review of duty to warn and duty to protect case law and laws in the United States, including a description of how Washington state's law compares to other states and to what extent, if any, the Volk decision changed the law in this state;

(ii) Comprehensive review and assessment of the involuntary and voluntary treatment capacity available in the state, including information and data available from the select committee on quality improvement in state hospitals, related contractors, and other sources;

(iii) An analysis of lawsuits brought in the state as a result of the Volk decision, including the outcome of any such cases and any harm alleged in each lawsuit;

(iv) An analysis of lawsuits brought in the state prior to the issuance of the Volk decision, and since the issuance of the decision in *Petersen v. State*, against outpatient mental health providers alleged to have breached either the duty to warn or the duty to take reasonable precautions established in *Petersen*, including the outcome of any such cases and the harm alleged in each lawsuit;

(v) An analysis of insurance claims filed as a result of the Volk decision, including the outcome of any such cases and any harm alleged in each claim filed;

(vi) Whether insurance policy provisions and rates have been affected due to the Volk decision;

(vii) Assessment of the number of mental health service providers available to provide treatment to voluntary mental health patients in the state, whether that capacity has changed, and whether any such change is a result of the Volk decision, and a description of any changes as a result of the Volk decision;

(viii) Assessment of whether mental health service providers may be changing practice to limit exposure to the potential risks created by the Volk decision;

(ix) Assessment of legal and practice implications state legal standards regarding duty to warn and duty to

protect in the voluntary and involuntary treatment context; and

(x) Comprehensive review of practices where the practice has been consistently shown to have achieved the results it seeks to achieve and that those results are superior to those achieved by other means.

(b) When performing the study under this subsection, the University of Washington school of law shall consult with subject-matter experts including, but not limited to, individuals representing the following organizations:

(i) Attorneys with experience representing defendants in personal injury cases or wrongful death cases related to the issues raised by duty to warn cases;

(ii) Washington state association for justice, representing attorneys with experience representing plaintiffs in personal injury cases or wrongful death cases related to the issues raised by duty to warn cases;

(iii) Department of social and health services;

(iv) Washington academy of family physicians;

(v) Washington association for mental health treatment protection;

(vi) Office of the insurance commissioner;

(vii) Washington council for behavioral health;

(viii) Washington state hospital association;

(ix) Washington state medical association;

(x) Washington state psychiatric association;

(xi) Washington state psychological association;

(xii) Washington state society for clinical social work;

(xiii) Washington association of police chiefs and sheriffs;

(xiv) Victim support services;

(xv) NW health law advocates;

(xvi) National alliance on mental illness;

(xvii) American civil liberties union; and

(xviii) A sample of families who testified or presented evidence of their cases to the legislature.

(c) The University of Washington school of law shall consult each listed organization separately. Following collection and analysis of relevant data, they shall hold at least one meeting of all listed organizations to discuss the data, analysis, and recommendations. The University of Washington school of law must submit the final report to the appropriate committees of the legislature by December 1, 2017.

(26) \$85,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill

No. 2009 (gold star families/higher education). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(27) To ensure transparency and accountability, in the 2017-2019 fiscal biennium the University of Washington shall comply with any and all financial and accountability audits by the Washington state auditor including any and all audits of university services offered to the general public, including those offered through any public-private partnership, business venture, affiliation, or joint venture with a public or private entity, except the government of the United States. The university shall comply with all state auditor requests for the university's financial and business information including the university's governance and financial participation in these public-private partnerships, business ventures, affiliations, or joint ventures with a public or private entity. In any instance in which the university declines to produce the information to the state auditor, the university will provide the state auditor a brief summary of the documents withheld and a citation of the legal or contractual provision that prevents disclosure. The summaries must be compiled into a report by the state auditor and provided on a quarterly basis to the legislature.

(28) \$77,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the University of Washington school of environmental and forest sciences to pilot a program to advise and facilitate the activities of the Olympic peninsula forest collaborative.

(29)(a) \$172,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a University of Washington study in the south Cascades to determine current wolf use and density, and to gather baseline data to understand the effects of wolf recolonization on predator-prey dynamics of species that currently have established populations in the area. The study objectives shall include:

(i) Determination of whether wolves have started to recolonize a 5,000 square kilometer study area in the south Cascades of Washington, and if so, an assessment of their distribution over the landscape as well as their health and pregnancy rates;

(ii) Baseline data collection, if wolves have not yet established pack territories in this portion of the state, that will allow for the assessment of how the functional densities and diets of wolves across the landscape will affect the densities and diets in the following predators and prey: Coyote, cougar, black bear, bobcat, red fox, wolverine, elk, white tailed deer, mule deer, moose, caribou, and snowshoe hare;

(iii) Examination of whether the microbiome of each species changes as wolves start to occupy suitable habitat; and

(iv) An assessment of the use of alternative wildlife monitoring tools to cost-effectively monitor size of the wolf population over the long-term.

(b) A report on the findings of the study shall be shared with the Washington department of fish and wildlife.

(30) \$1,000,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the University of Washington's psychiatry integrated care training program.

(31) \$200,000 of the geoduck aquaculture research account—state appropriation is provided solely for the Washington sea grant program at the University of Washington to complete a three-year study to identify best management practices related to shellfish production. The University of Washington must submit an annual report detailing any findings and outline the progress of the study, consistent with RCW 43.01.036, to the office of the governor and the appropriate legislative committees by December 1st of each year.

(32) \$3,000,000 of the general fund—state appropriation for fiscal year 2018 and \$6,000,000 of the general fund—state appropriation for fiscal year 2019 are provided on a one-time basis solely for compensation and central services costs. The funding provided shall temporarily replace a portion of tuition expenditures on central services and salaries and benefits for union-represented and nonrepresented employees. The additional funding provided in this section will permit the university to fund the incremental cost of compensation costs for all general fund—state and tuition-supported employees in equal amounts from general fund—state and tuition for the remainder of the 2017-2019 fiscal biennium.

(33) \$200,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the pre-law pipeline and social justice program at the University of Washington Tacoma.

(34) \$135,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for Washington MESA to continue the First Nations MESA program in the Yakima Valley.

(35) \$150,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute Senate Bill No. 6514 (higher education behavioral health). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(36) \$10,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed House Bill No. 2957 (nonnative finfish escape). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(37) \$81,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Senate Bill No. 5028 (Native American curriculum). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

Sec. 1503. 2018 c 299 s 603 (uncodified) is amended to read as follows:

FOR WASHINGTON STATE UNIVERSITY

General Fund—State Appropriation (FY 2018)	
.....	\$200,567,000

General Fund—State Appropriation (FY 2019)		
.....	(\$212,381,000)	
		<u>\$213,087,000</u>
WSU Building Account—State Appropriation.....	\$792,000	
Education Legacy Trust Account—State Appropriation		
.....	\$33,995,000	
Dedicated Marijuana Account—State Appropriation		
(FY 2018)	\$138,000	
Dedicated Marijuana Account—State Appropriation		
(FY 2019)	\$138,000	
Pension Funding Stabilization Account—State		
Appropriation	\$30,983,000	
TOTAL	APPROPRIATION	
.....	\$478,994,000	
		<u>\$479,700,000</u>

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

(1) \$90,000 of the general fund—state appropriation for fiscal year 2018 and \$90,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a rural economic development and outreach coordinator.

(2) The university must continue work with the education research and data center to demonstrate progress in computer science and engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in computer science and engineering programs above the prior academic year.

(3) \$500,000 of the general fund—state appropriation for fiscal year 2018 and \$500,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for state match requirements related to the federal aviation administration grant.

(4) Washington State University shall not use funds appropriated in this section to support intercollegiate athletic programs.

(5) The appropriations in this section include sufficient funding for the implementation of chapter 154, Laws of 2017 (SSB 5022) (education loan information).

(6) The appropriations in this section include sufficient funding for the implementation of chapter 177, Laws of 2017 (SSB 5100) (financial literacy seminars).

(7) \$3,000,000 of the general fund—state appropriation for fiscal year 2018 and \$7,000,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the continued development and operations of a medical school program in Spokane.

(8) \$135,000 of the general fund—state appropriation for fiscal year 2018 and \$135,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for a honey bee biology research position.

(9) \$27,586,000 of the general fund—state appropriation for fiscal year 2018 and \$28,275,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(10) \$230,000 of the general fund—state appropriation for fiscal year 2018 and \$376,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for chapter 202, Laws of 2017 (2SHB 1713) (children's mental health).

(11) \$300,000 of the general fund—state appropriation for fiscal year 2018 and \$300,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the William D. Ruckelshaus center to collaborate with groups and organizations, including associations of local governments, associations of the business, real estate and building industries, state agencies, environmental organizations, state universities, public health and planning organizations, and tribal governments, to create a "Road Map to Washington's Future." The road map shall identify areas of agreement on ways to adapt Washington's growth management framework of statutes, institutions, and policies to meet future challenges in view of robust forecasted growth and the unique circumstances and urgent priorities in the diverse regions of the state. The center shall, in conjunction with state universities and other sponsors, conduct regional workshops to:

- (a) Engage Washington residents in identifying a desired statewide vision for Washington's future;
- (b) Partner with state universities on targeted research to inform future alternatives;
- (c) Facilitate deep and candid interviews with representatives of the above named groups and organizations; and
- (d) Convene parties for collaborative conversations and potential agreement seeking.

The center must submit a final report to the appropriate committees of the legislature by June 30, 2019.

(12) \$580,000 of the general fund—state appropriation for fiscal year 2018 and \$580,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the development of an organic agriculture systems degree program located at the university center in Everett.

(13) Within the funds appropriated in this section, Washington State University shall:

- (a) Review the scholarly literature on the short-term and long-term effects of marijuana use to assess if other states or private entities are conducting marijuana research in areas that may be useful to the state.

(b) Provide as part of its budget request for the 2019-2021 fiscal biennium:

(i) A list of intended state, federal, and privately funded marijuana research, including cost, duration, and scope;

(ii) Plans for partnerships with other universities, state agencies, or private entities, including entities outside the state, for purposes related to researching short-term and long-term effects of marijuana use.

(14) \$760,000 of the general fund—state appropriation for fiscal year 2018 and \$760,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 159, Laws of 2017 (2SSB 5474) (elk hoof disease).

(15) \$630,000 of the general fund—state appropriation for fiscal 2018 and \$630,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the creation of an electrical engineering program located in Bremerton. At full implementation, the university is expected to increase degree production by 25 new bachelor's degrees per year. The university must identify these students separately when providing data to the education research data center as required in subsection (2) of this section.

(16) \$1,370,000 of the general fund—state appropriation for fiscal year 2018 and \$1,370,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the creation of software engineering and data analytic programs at the university center in Everett. At full implementation, the university is expected to enroll 50 students per academic year. The university must identify these students separately when providing data to the education research data center as required in subsection (2) of this section.

(17) General fund—state appropriations in this section are reduced to reflect a reduction in state-supported tuition waivers for graduate students. When reducing tuition waivers, the university will not change its practices and procedures for providing eligible veterans with tuition waivers.

(18) \$768,000 of the general fund—state appropriation for fiscal year 2018 and (~~(\$504,000)~~) \$1,100,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 36, Laws of 2017 3rd sp. sess. (renewable energy, tax incentives).

(19) \$89,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2009 (gold star families/higher education). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(20) \$58,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute House Bill No. 2580 (renewable natural gas). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(21) \$500,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the joint center for deployment and research in earth abundant materials.

(22) \$75,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the Washington State University tree fruit research and extension center in Wenatchee to create a plan for expansion of graduate research in the greater Wenatchee Valley. This plan may include proposals for new research programs, new or expanded facilities, and other elements necessary to facilitate expansion of graduate research in the greater Wenatchee Valley.

(23) \$15,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Senate Bill No. 5028 (Native American curriculum). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(24) \$20,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the office of clean technology at Washington State University to convene a sustainable aviation biofuels work group to further the development of sustainable aviation fuel as a productive industry in Washington. The work group must include members from the legislature and sectors involved in sustainable aviation biofuels research, development, production, and utilization. The work group must provide recommendations to the governor and the appropriate committees of the legislature before December 1, 2019.

(25) \$17,000 of the general fund—state appropriation for fiscal year 2018 and \$33,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the William D. Ruckelshaus center to provide meeting facilitation and related services for the legislative task force on legislative records as specified in section 925(4) of this act.

Sec. 1504. 2018 c 299 s 604 (uncodified) is amended to read as follows:

FOR EASTERN WASHINGTON UNIVERSITY

General Fund—State Appropriation (FY 2018)	\$50,213,000
General Fund—State Appropriation (FY 2019)	(\$52,015,000)
	<u>\$52,055,000</u>
Education Legacy Trust Account—State Appropriation	\$16,598,000
TOTAL APPROPRIATION	<u>\$118,826,000</u>
	<u>\$118,866,000</u>

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

(1) At least \$200,000 of the general fund—state appropriation for fiscal year 2018 and at least \$200,000 of

the general fund—state appropriation for fiscal year 2019 must be expended on the Northwest autism center.

(2) The university must continue work with the education research and data center to demonstrate progress in computer science and engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in computer science and engineering programs above the prior academic year.

(3) Eastern Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(4) \$9,909,000 of the general fund—state appropriation for fiscal year 2018 and \$10,156,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(5) The appropriations in this section include sufficient funding for the implementation of chapter 154, Laws of 2017 (SSB 5022) (education loan information).

(6) The appropriations in this section include sufficient funding for the implementation of chapter 177, Laws of 2017 (SSB 5100) (financial literacy seminars).

(7) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

(8) \$55,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2009 (gold star families/higher education). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(9) \$20,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Senate Bill No. 5028 (Native American curriculum). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

Sec. 1505. 2018 c 299 s 605 (uncodified) is amended to read as follows:

FOR CENTRAL WASHINGTON UNIVERSITY

General Fund—State Appropriation (FY 2018)	\$48,136,000
General Fund—State Appropriation (FY 2019)	(\$50,646,000)
	<u>\$51,471,000</u>
CWU Capital Projects Account—State Appropriation	\$76,000
Education Legacy Trust Account—State Appropriation	\$19,076,000
Pension Funding Stabilization Account—State	

Appropriation\$3,921,000

TOTAL	APPROPRIATION
.....	<u>\$121,855,000</u>
	<u>\$122,680,000</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) \$11,169,000 of the general fund—state appropriation for fiscal year 2018 and \$11,448,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(4) The appropriations in this section include sufficient funding for the implementation of chapter 154, Laws of 2017 (SSB 5022) (education loan information).

(5) The appropriations in this section include sufficient funding for the implementation of chapter 177, Laws of 2017 (SSB 5100) (financial literacy seminars).

(6) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

(7) \$76,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2009 (gold star families/higher education). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(8) \$200,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the game on! program, which provides underserved middle and high school students with training in leadership, science, technology, engineering, and math. The program is expected to serve approximately 500 students per year.

(9) \$130,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for Central Washington University to partner with the office of the lieutenant governor, and employers and labor representatives from the building and construction trades to create a bachelor's degree program for individuals who have completed or are completing certain registered apprenticeship programs. The program shall be inclusive of prior learning, specifically tailored to experience gained through apprenticeships and work in the building and construction trades, and use an affordable online delivery model. The program's financial model must be designed to

make this degree program self-sustaining without state support.

(10) \$23,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Senate Bill No. 5028 (Native American curriculum). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

Sec. 1506. 2018 c 299 s 606 (uncodified) is amended to read as follows:

FOR THE EVERGREEN STATE COLLEGE

General Fund—State Appropriation (FY 2018)	\$26,608,000
General Fund—State Appropriation (FY 2019)	(\$28,126,000)
	<u>\$28,140,000</u>
TESC Capital Projects Account—State Appropriation	\$80,000
Education Legacy Trust Account—State Appropriation	\$5,450,000
Pension Funding Stabilization Account—State	
Appropriation	\$2,000
TOTAL APPROPRIATION	<u>\$60,280,000</u>

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

(1) \$3,397,000 of the general fund—state appropriation for fiscal year 2018 and \$3,482,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(2) Funding provided in this section is sufficient for The Evergreen State College to continue operations of the Longhouse Center and the Northwest Indian applied research institute.

(3) Notwithstanding other provisions in this section, the board of directors for the Washington state institute for public policy may adjust due dates for projects included on the institute's 2017-19 work plan as necessary to efficiently manage workload.

(4) The Evergreen State College shall not use funds appropriated in this section to support intercollegiate athletics programs.

(5) \$33,000 of the general fund—state appropriation for fiscal year 2018 and \$95,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 265, Laws of 2017 (SHB 1867) (ext. foster care transitions).

(6) \$62,000 of the general fund—state appropriation for fiscal year 2018 are provided solely for implementation of chapter 237, Laws of 2017 (ESHB 1115) (paraeducators).

(7) \$17,000 of the general fund—state appropriation for fiscal year 2018 and \$41,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Washington institute for public policy to conduct a study regarding the implementation of certain aspects of the involuntary treatment act, pursuant to chapter 29, Laws of 2016, sp. sess. (E3SHB 1713).

(8) The appropriations in this section include sufficient funding for the implementation of chapter 154, Laws of 2017 (SSB 5022) (education loan information).

(9) The appropriations in this section include sufficient funding for the implementation of chapter 177, Laws of 2017 (SSB 5100) (financial literacy seminars).

(10) \$72,000 of the general fund—state appropriation for fiscal year 2018 and \$43,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the Washington institute for public policy to update its previous meta-analysis on the effect of the national board for professional teaching standards certification on student outcomes by December 15, 2018. The institute shall also report on the following:

(a) Does the certification improve teacher retention in Washington state?;

(b) Has the additional bonus provided under RCW 28A.405.415 to certificated instructional staff who have attained national board certification to work in high poverty schools acted as an incentive for such teachers to actually work in high poverty schools?; and

(c) Have other states provided similar incentives to achieve a more equitable distribution of staff with national board certification?

(11) \$122,000 of the general fund—state appropriation for fiscal year 2018 and \$141,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 244, Laws of 2015 (college bound).

(12) \$1,000 of the general fund—state appropriation for fiscal year 2018 and \$7,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of chapter 7, Laws of 2015, 3rd sp.s. (early start act).

(13) Within amounts appropriated in this section, the college is encouraged to increase the number of tenure-track positions created and hired.

(14) \$16,000 of the general fund—state appropriation for fiscal year 2018 and \$50,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5890 (foster care and adoption). If the bill is not enacted by July 31, 2017, the amounts provided in this subsection shall lapse.

(15) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the Washington state institute for public policy to conduct a study of single payer and universal coverage health care systems. The institute may seek support from the office of

the state actuary. The institute shall provide a report to the appropriate committees of the legislature by December 1, 2018. The study shall:

(a) Summarize the parameters used to define universal coverage, single payer, and other innovative systems;

(b) Compare the characteristics of up to ten universal or single payer models available in the United States or elsewhere; and

(c) Summarize any available research literature that examines the effect of models detailed in (b) of this subsection on outcomes such as overall cost, quality of care, health outcomes, or the uninsured rate. If possible, the institute shall conduct meta-analyses to address this subsection.

(16) \$56,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for data storage and security upgrades at the Washington state institute for public policy.

(17) \$27,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2009 (gold star families/higher education). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(18) \$150,000 of the general fund—state appropriation for fiscal year 2019 is provided to the Washington state institute for public policy solely for additional research related to marijuana. In addition to those activities performed pursuant to Initiative Measure No. 502, the institute must:

(a) Update the inventory of programs for the prevention and treatment of youth cannabis use published in December 2016; and

(b) Examine current data collection methods measuring use of cannabis by youth and report to the legislature on potential ways to improve data collection and comparisons; and

(c) To the extent information is available, identify effective methods used to reduce or eliminate the unlicensed cultivation or distribution of marijuana or marijuana containing products in jurisdictions with existing recreational and/or medical marijuana markets.

(19) \$37,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1561 (open educational resources). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(20) \$111,000 of the general fund—state appropriation for fiscal year 2018 and \$20,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 205, Laws of 2016 (2SHB 2449) (truancy reduction).

(21)(a) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the Washington state institute for public policy shall conduct a statewide study on the needs of dually involved females. To the extent possible, the study must review available data for the following purposes:

(i) Understanding the prevalence and demographics of the dually involved female population and their families;

(ii) Tracking outcomes for this population including, but not limited to, academic, social, and vocational achievement; and

(iii) Surveying other states' systems that address and treat the needs of this population.

(b) To the extent possible, the data should be disaggregated by race and ethnicity, gender, sexual orientation and gender identity, county of residence, and other relevant variables.

(c) The study should include a cost-benefit analysis of programs for dually involved females that would show evidence of avoidance of costs associated with public welfare programs or would demonstrate higher educational attainment.

(d) By July 1, 2019, the Washington state institute for public policy shall submit its study findings to the legislative fiscal and policy committees with responsibility for child welfare and juvenile justice issues.

(22) \$57,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the Washington institute for public policy to conduct a review of the available research literature on step therapy protocol usage, including any rigorous evidence concerning positive or negative health outcomes resulting from step therapy protocol usage. The institute must also review any rigorous evidence regarding the effectiveness of exceptions to the use of step therapy in improving health outcomes and reducing adverse events, and provide a summary of step therapy protocol exceptions that have been codified in other states. The institute must submit a report on its findings to the appropriate committees of the senate and house of representatives by December 1, 2018.

(23)((~~23~~)) \$25,000 of the general fund—state appropriation for fiscal year 2018 and \$55,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the Washington state institute of public policy to review the higher education funding models in ten states with higher education systems that are similar to Washington state, and report to the legislature by November 1, 2018. The review must include a breakdown of:

((~~23~~)) (a) The method used to determine state funding levels for institutions of higher education;

((~~23~~)) (b) The proportion of state funding that comes from the state general fund or that state's equivalent accounts for salary and benefit increases at institutions of higher education;

~~((iii))~~ (c) The manner in which salary and benefit increases are determined at or on behalf of employees at institutions of higher education;

~~((iv))~~ (d) The total proportion of state funding that comes from the state general fund or that state's equivalent accounts for institutions of higher education.

(24) \$124,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6029 (student loan bill of rights). If the bill is not enacted by June 30, 2018, the amounts provided in this subsection shall lapse.

Sec. 1507. 2018 c 299 s 607 (uncodified) is amended to read as follows:

FOR WESTERN WASHINGTON UNIVERSITY

General Fund—State Appropriation (FY 2018)	\$70,475,000
General Fund—State Appropriation (FY 2019)	(\$74,825,000)
	<u>\$74,902,000</u>
Education Legacy Trust Account—State Appropriation	\$13,831,000
Western Washington University Capital Projects	
Account—State Appropriation (FY 2018)	\$771,000
Western Washington University Capital Projects Account—State	
Appropriation (FY 2019)	\$712,000
TOTAL APPROPRIATION	<u>\$160,614,000</u>
	<u>\$160,691,000</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 computer science and engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in computer science and engineering programs above the prior academic year.

(2) \$630,000 of the general fund—state appropriation for fiscal year 2018 and \$630,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the computer and information systems security program located at Olympic college - Poulsbo. The university is expected to enroll 30 students each academic year beginning in fiscal year 2017. The university must identify these students separately when providing data to the educational data centers as required in (1) of this section.

(3) Western Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(4) \$15,416,000 of the general fund—state appropriation for fiscal year 2018 and \$15,801,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(5) The appropriations in this section include sufficient funding for the implementation of chapter 154, Laws of 2017 (SSB 5022) (education loan information).

(6) The appropriations in this section include sufficient funding for the implementation of chapter 177, Laws of 2017 (SSB 5100) (financial literacy seminars).

(7) \$500,000 of the general fund—state appropriation for fiscal year 2018 and \$500,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for programs or initiatives designed to improve student academic success and increase degree completion.

(8) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

(9) \$39,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2009 (gold star families/higher education). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(10) \$700,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for the creation and implementation of an early childhood education degree program at the western on the peninsulas campus. The university must collaborate with Olympic college. At full implementation, the university is expected to grant approximately 75 bachelor's degrees in early childhood education per year at the western on the peninsulas campus.

(11) \$70,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for a study of the feasibility of the university creating a four-year degree-granting campus on the Kitsap or Olympic peninsula. The university shall submit a report on the findings of the study to the governor and appropriate committees of the legislature by December 2018.

(12) \$24,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Senate Bill No. 5028 (Native American curriculum). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(13) \$1,306,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for Western Washington University to develop a new program in marine, coastal, and watershed sciences.

Sec. 1508. 2018 c 299 s 609 (uncodified) is amended to read as follows:

**FOR THE STUDENT ACHIEVEMENT COUNCIL—
OFFICE OF STUDENT FINANCIAL ASSISTANCE**

General Fund—State Appropriation (FY 2018)	\$238,388,000
General Fund—State Appropriation (FY 2019)	\$262,875,000
General Fund—Federal Appropriation	\$11,903,000
General Fund—Private/Local Appropriation	\$300,000
Education Legacy Trust Account—State Appropriation	\$104,291,000
WA Opportunity Pathways Account—State Appropriation	((\$122,350,000)) <u>\$119,892,000</u>
Aerospace Training Student Loan Account—State Appropriation	\$208,000
Health Professionals Loan Repayment and Scholarship Program Account—State Appropriation	\$4,720,000
Pension Funding Stabilization Account—State Appropriation	\$18,000
TOTAL APPROPRIATION	<u>\$745,053,000</u> <u>\$742,595,000</u>

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

(1) \$229,157,000 of the general fund—state appropriation for fiscal year 2018, \$252,428,000 of the general fund—state appropriation for fiscal year 2019, \$69,376,000 of the education legacy trust account—state appropriation, and \$88,000,000 of the Washington opportunity pathways account—state appropriation are provided solely for student financial aid payments under the state need grant and state work study programs, including up to four percent administrative allowance for the state work study program.

(2)(a) For the 2017-2019 fiscal biennium, state need grant awards given to private for-profit institutions shall be the same amount as the prior year.

(b) For the 2017-2019 fiscal biennium, grant awards given to private four-year not-for-profit institutions shall be set at the same level as the average grant award for public research universities. Increases in awards given to private four-year not-for-profit institutions shall align with annual tuition increases for public research institutions.

(3) Changes made to the state work study program in the 2009-2011 and 2011-2013 fiscal biennia are continued in the 2017-2019 fiscal biennium including maintaining the increased required employer share of wages; adjusted employer match rates; discontinuation of nonresident student eligibility for the program; and revising distribution methods to institutions by taking into consideration other

factors such as off-campus job development, historical utilization trends, and student need.

(4) Within the funds appropriated in this section, eligibility for the state need grant includes students with family incomes at or below 70 percent of the state median family income (MFI), adjusted for family size, and shall include students enrolled in three to five credit-bearing quarter credits, or the equivalent semester credits. Awards for students with incomes between 51 and 70 percent of the state median shall be prorated at the following percentages of the award amount granted to those with incomes below 51 percent of the MFI: 70 percent for students with family incomes between 51 and 55 percent MFI; 65 percent for students with family incomes between 56 and 60 percent MFI; 60 percent for students with family incomes between 61 and 65 percent MFI; and 50 percent for students with family incomes between 66 and 70 percent MFI.

(5) Of the amounts provided in subsection (1) of this section, \$100,000 of the general fund—state appropriation for fiscal year 2018 and \$100,000 of the general fund—state appropriation for fiscal year 2019 are provided for the council to process an alternative financial aid application system pursuant to RCW 28B.92.010.

(6) Students who are eligible for the college bound scholarship shall be given priority for the state need grant program. These eligible college bound students whose family incomes are in the 0-65 percent median family income ranges must be awarded the maximum state need grant for which they are eligible under state policies and may not be denied maximum state need grant funding due to institutional policies or delayed awarding of college bound scholarship students. The council shall provide directions to institutions to maximize the number of college bound scholarship students receiving the maximum state need grant for which they are eligible with a goal of 100 percent coordination. Institutions shall identify all college bound scholarship students to receive state need grant priority. If an institution is unable to identify all college bound scholarship students at the time of initial state aid packaging, the institution should reserve state need grant funding sufficient to cover the projected enrollments of college bound scholarship students.

(7) \$15,849,000 of the education legacy trust account—state appropriation and (~~(\$34,350,000)~~) \$31,892,000 of the Washington opportunity pathways account—state appropriation are provided solely for the college bound scholarship program and may support scholarships for summer session. The office of student financial assistance and the institutions of higher education shall consider awards made by the opportunity scholarship program to be state-funded for the purpose of determining the value of an award amount under RCW 28B.118.010.

(8) \$2,236,000 of the general fund—state appropriation for fiscal year 2018 and \$2,795,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the passport to college program. The maximum scholarship award is up to \$5,000. The council shall contract with a nonprofit organization to provide support services to increase student completion in their

postsecondary program and shall, under this contract, provide a minimum of \$500,000 in fiscal years 2018 and 2019 for this purpose. Of the amounts in this subsection, \$559,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Second Substitute Senate Bill No. 6274 (apprenticeships/foster). If the bill is not enacted by June 30, 2018, this portion of the amount provided in this subsection shall lapse.

(9) \$19,066,000 of the education legacy trust account—state appropriation is provided solely to meet state match requirements associated with the opportunity scholarship program. The legislature will evaluate subsequent appropriations to the opportunity scholarship program based on the extent that additional private contributions are made, program spending patterns, and fund balance.

(10) \$2,325,000 of the general fund—state appropriation for fiscal year 2018 and \$2,325,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for expenditure into the health professionals loan repayment and scholarship program account. These amounts and \$4,720,000 appropriated from the health professionals loan repayment and scholarship program account must be used to increase the number of licensed primary care health professionals to serve in licensed primary care health professional critical shortage areas. Contracts between the office and program recipients must guarantee at least three years of conditional loan repayments. The office of student financial assistance and the department of health shall prioritize a portion of any nonfederal balances in the health professional loan repayment and scholarship fund for conditional loan repayment contracts with psychiatrists and with advanced registered nurse practitioners for work at one of the state-operated psychiatric hospitals. The office and department shall designate the state hospitals as health professional shortage areas if necessary for this purpose. The office shall coordinate with the department of social and health services to effectively incorporate three conditional loan repayments into the department's advanced psychiatric professional recruitment and retention strategies. The office may use these targeted amounts for other program participants should there be any remaining amounts after eligible psychiatrists and advanced registered nurse practitioners have been served. The office shall also work to prioritize loan repayments to professionals working at health care delivery sites that demonstrate a commitment to serving uninsured clients. It is the intent of the legislature to provide funding to maintain the current number and amount of awards for the program in the 2019-2021 biennium on the basis of these contractual obligations.

(11) \$42,000 of the general fund—state appropriation for fiscal year 2018 and \$42,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for the council to design and implement a program that provides customized information to high-achieving (as determined by local school districts), low-income, high school students. "Low-income" means students who are from low-income families as defined by the education data center in RCW 43.41.400. For the purposes of designing, developing, and implementing the program, the council shall

partner with a national entity that offers aptitude tests and shall consult with institutions of higher education with a physical location in Washington. The council shall implement the program no later than fall 2016, giving consideration to spring mailings in order to capture early action decisions offered by institutions of higher education and nonprofit baccalaureate degree-granting institutions. The information packet for students must include at a minimum:

- (a) Materials that help students to choose colleges;
- (b) An application guidance booklet;
- (c) Application fee waivers, if available, for four-year institutions of higher education and independent nonprofit baccalaureate degree-granting institutions in the state that enable students receiving a packet to apply without paying application fees;
- (d) Information on college affordability and financial aid that includes information on the net cost of attendance for each four-year institution of higher education and each nonprofit baccalaureate degree-granting institution, and information on merit and need-based aid from federal, state, and institutional sources; and
- (e) A personally addressed cover letter signed by the governor and the president of each four-year institution of higher education and nonprofit baccalaureate degree-granting institution in the state.

(12) \$500,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of House Bill No. 1452 (opportunity scholarship program). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(13) \$500,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute Senate Bill No. 6514 (higher education behavioral health). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(14) \$100,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1561 (open educational resources). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

Sec. 1509. 2018 c 299 s 610 (uncodified) is amended to read as follows:

FOR THE WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD

General Fund—State Appropriation (FY 2018)	\$1,844,000
General Fund—State Appropriation (FY 2019)	.....
	(\$1,994,000)
	<u>\$2,024,000</u>
General Fund—Federal Appropriation	.....\$55,275,000
General Fund—Private/Local Appropriation	.....\$208,000

Pension Funding Stabilization Account—State	
Appropriation	\$176,000
TOTAL	APPROPRIATION
.....	<u>\$59,497,000</u>
	<u>\$59,527,000</u>

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

(1) For the 2017-2019 fiscal biennium the board shall not designate recipients of the Washington award for vocational excellence or recognize them at award ceremonies as provided in RCW 28C.04.535.

(2) The health workforce council of the state workforce training and education coordinating board, in partnership with work underway with the office of the governor, shall, within resources available for such purpose, but not to exceed \$250,000, assess workforce shortages across behavioral health disciplines. The board shall create a recommended action plan to address behavioral health workforce shortages and to meet the increased demand for services now, and with the integration of behavioral health and primary care in 2020. The analysis and recommended action plan shall align with the recommendations of the adult behavioral health system task force and related work of the healthier Washington initiative. The board shall consider workforce data, gaps, distribution, pipeline, development, and infrastructure, including innovative high school, postsecondary, and postgraduate programs to evolve, align, and respond accordingly to our state's behavioral health and related and integrated primary care workforce needs. The board will continue its work and submit final recommendations in calendar year 2017.

(3) \$22,000 of the general fund—state appropriation for fiscal year 2018 is provided solely for implementation of chapter 154, Laws of 2017 (SSB 5022) (education loan information).

(4) \$114,000 of the general fund—state appropriation for fiscal year 2018 and \$57,000 of the general fund—state appropriation for fiscal year 2019 are provided solely for implementation of chapter 182, Laws of 2017 (2SSB 5285) (workforce employment sectors study).

(5) \$29,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1439 (higher education student protection). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

(6) \$260,000 of the general fund—state appropriation for fiscal year 2019 is provided solely for implementation of Substitute Senate Bill No. 6544 (future of work task force). If the bill is not enacted by June 30, 2018, the amount provided in this subsection shall lapse.

Sec. 1510. 2018 c 299 s 612 (uncodified) is amended to read as follows:

FOR THE STATE SCHOOL FOR THE BLIND

General Fund—State Appropriation (FY 2018) \$6,977,000

General Fund—State Appropriation (FY 2019)	.....	(\$7,569,000)
		<u>\$8,285,000</u>

General Fund—Private/Local Appropriation\$34,000

Pension Funding Stabilization Account—State	
Appropriation	\$591,000
TOTAL	APPROPRIATION
.....	<u>\$15,171,000</u>
	<u>\$15,887,000</u>

The appropriations in this section are subject to the following conditions and limitations: Funding provided in this section is sufficient for the school to offer to students enrolled in grades nine through twelve for full-time instructional services at the Vancouver campus with the opportunity to participate in a minimum of one thousand eighty hours of instruction and the opportunity to earn twenty-four high school credits.

Sec. 1511. 2018 c 299 s 613 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS

General Fund—State Appropriation (FY 2018)	\$10,293,000
--------------------------------------------	-------	--------------

General Fund—State Appropriation (FY 2019)	.....	(\$11,564,000)
		<u>\$13,168,000</u>

Pension Funding Stabilization Account—State	
Appropriation	\$727,000
TOTAL	APPROPRIATION
.....	<u>\$22,584,000</u>
	<u>\$24,188,000</u>

The appropriations in this section are subject to the following conditions and limitations: Funding provided in this section is sufficient for the center to offer to students enrolled in grades nine through twelve for full-time instructional services at the Vancouver campus with the opportunity to participate in a minimum of one thousand eighty hours of instruction and the opportunity to earn twenty-four high school credits.

Sec. 1512. 2018 c 299 s 615 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE HISTORICAL SOCIETY

General Fund—State Appropriation (FY 2018)	\$2,474,000
General Fund—State Appropriation (FY 2019)	.....
	(\$2,833,000)
	<u>\$2,758,000</u>

Pension Funding Stabilization Account—State

Appropriation \$230,000
 TOTAL APPROPRIATION ~~\$5,537,000~~
\$5,462,000

The appropriations in this section are subject to the following conditions and limitations: \$22,000 of the general fund—state appropriation for fiscal year 2018 and ~~(((\$138,000))~~ \$63,000 of the general fund—state appropriation for fiscal year 2019 are provided solely to commemorate the centennial of national women's suffrage.

**PART XVI
 SUPPLEMENTAL**

SPECIAL APPROPRIATIONS

Sec. 1601. 2018 c 299 s 701 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT LIMIT

General Fund—State Appropriation (FY 2018) \$1,115,140,000
 General Fund—State Appropriation (FY 2019) ~~(((\$1,164,747,000))~~
\$1,150,735,000

State Building Construction Account—State
 Appropriation ~~(((\$6,456,000))~~
\$3,912,000

Columbia River Basin Water Supply—State Appropriation ~~(((\$79,000))~~
\$12,000

State Taxable Building Construction Account—State
 Appropriation ~~(((\$376,000))~~
\$433,000

Watershed Restoration and Enhancement Bond
Account—State Appropriation \$4,000

Debt-Limit Reimbursable Bond Retire Account—State
 Appropriation \$570,000

TOTAL APPROPRIATION ~~\$2,287,368,000~~
\$2,270,806,000

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriations are for expenditure into the debt-limit general fund bond retirement account.

Sec. 1602. 2017 3rd sp.s. c 1 s 702 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO BE REIMBURSED AS PRESCRIBED BY STATUTE

General Fund—State Appropriation (FY 2018) \$9,592,000

General Fund—State Appropriation (FY 2019) \$1,517,000

School Construction and Skill Centers Building
Account—State Appropriation \$6,000

Nondebt-Limit Reimbursable Bond Retirement Account—State

Appropriation ~~(((\$184,549,000))~~
\$183,571,000

TOTAL APPROPRIATION ~~\$195,658,000~~
\$194,686,000

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriations are for expenditure into the nondebt-limit general fund bond retirement account.

Sec. 1603. 2018 c 299 s 702 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES

General Fund—State Appropriation (FY 2018) \$1,400,000

General Fund—State Appropriation (FY 2019) \$1,400,000

State Building Construction Account—State
 Appropriation ~~(((\$2,191,000))~~

\$691,000

Columbia River Basin Water Supply—State Appropriation ~~(((\$58,000))~~

\$4,000

~~((Columbia River Basin Taxable Bond Water Supply—State Appropriation~~ ~~\$14,000))~~

Watershed Restoration and Enhancement Bond
Account—State Appropriation \$2,000

School Construction and Skill Centers Building
Account—State Appropriation \$2,000

State Taxable Building Construction Account—State
 Appropriation ~~(((\$150,000))~~

\$106,000

TOTAL APPROPRIATION ~~\$5,213,000~~
\$3,605,000

Sec. 1604. 2018 c 299 s 703 (uncodified) is amended to read as follows:

FOR SUNDRY CLAIMS

The following sums, or so much thereof as may be necessary, are appropriated from the general fund for fiscal year 2018 or fiscal year 2019, unless otherwise indicated, for relief of various individuals, firms, and corporations for sundry claims.

(1) These appropriations are to be disbursed on vouchers approved by the director of the department of enterprise services, except as otherwise provided, for reimbursement of criminal defendants acquitted on the basis of self-defense, pursuant to RCW 9A.16.110, as follows:

- (a) John Weiler, claim number 99970144 \$7,975
- (b) Samson Asfaw, claim number 99970145 \$18,873
- (c) Kevon Turner, claim number 99970147 .. \$9,750
- (d) Arthur Eshe, claim number 99970148 ... \$12,900
- (e) Woody J. Pierson, claim number 99970235 \$19,789
- (f) Steve Sainsbury, claim number 99970236 \$10,000
- (g) Alee Meneses, claim number 99970245 \$27,043
- (h) Lisa Stanley, claim number 99970247..... \$6,522
- (i) Daniel Bandy, claim number 99970248. \$19,381
- (j) Florentino Crisostomo, claim number 99970250 \$11,558
- (k) Vicki Toft, claim number 99970251..... \$4,494
- (l) Shane Mitts, claim number 99970252 \$14,050
- (m) Scott Newsom, claim number 99970243 \$55,339
- (n) John Biggs, claim number 99970246..... \$2,500
- (o) Javierre Jones, claim number 999702 \$31,299
- (p) Robert Cook, claim number 99970258 \$5,000

(2) These appropriations are to be disbursed on vouchers approved by the director of the department of enterprise services, except as otherwise provided, for payment of compensation for wrongful convictions pursuant to RCW 4.100.060, as follows:

- (a) Robert Larson, Tyler Gassman, and Paul Statler, claim numbers 99970072-99970074..... \$79,000
- (b) Ted Bradford \$608,416
- (c) Robert Larson, claim number 99970074.. \$1,423

NEW SECTION. Sec. 1605. A new section is added to 2018 c 299 (uncodified) to read as follows:**FOR THE OFFICE OF FINANCIAL MANAGEMENT—MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT**

General Fund—State Appropriation (FY 2019) ..\$1,063,000
TOTAL APPROPRIATION \$1,063,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section, or so much thereof as may be necessary, is provided solely for expenditure into the municipal criminal justice assistance account to ensure the account is not in deficit.

PART XVII

SUPPLEMENTAL

OTHER TRANSFERS AND APPROPRIATIONS

Sec. 1701. 2018 c 299 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 (~~(\$9,730,000)~~)
\$9,818,000

General Fund Appropriation for prosecuting attorney distributions.....\$6,643,000

General Fund Appropriation for boating safety and education distributions\$4,000,000

General Fund Appropriation for public utility district excise tax distributions (~~(\$30,230,000)~~)
\$31,355,000

Death Investigations Account Appropriation for distribution to counties for publicly funded autopsies..... (~~(\$3,135,000)~~)
\$3,556,000

Aquatic Lands Enhancement Account Appropriation for harbor improvement revenue distribution\$140,000

Timber Tax Distribution Account Appropriation for distribution to "timber" counties..... (~~(\$68,009,000)~~)
\$79,248,000

County Criminal Justice Assistance Appropriation (~~(\$93,628,000)~~)
\$95,002,000

Municipal Criminal Justice Assistance Appropriation (~~(\$36,908,000)~~)
\$37,565,000

City-County Assistance Appropriation (~~(\$27,160,000)~~)
\$37,503,000

Liquor Excise Tax Account Appropriation for liquor excise tax distribution	\$56,058,000
Streamlined Sales and Use Tax Mitigation Account Appropriation for distribution to local taxing jurisdictions to mitigate the unintended revenue redistributions effect of sourcing law changes	(\$20,549,000)
	<u>\$22,277,000</u>
Columbia River Water Delivery Account Appropriation for the Confederated Tribes of the Colville Reservation	\$8,074,000
Columbia River Water Delivery Account Appropriation for the Spokane Tribe of Indians.....	\$5,402,000
Liquor Revolving Account Appropriation for liquor profits distribution	\$98,876,000
General Fund Appropriation for other tax distributions	\$80,000
General Fund Appropriation for Marijuana Excise Tax distributions	\$30,000,000
General Fund Appropriation for Habitat Conservation Program distributions	(\$5,347,000)
	<u>\$5,150,000</u>
TOTAL	APPROPRIATION
.....	<u>\$503,969,000</u>
	<u>\$530,747,000</u>

The total expenditures from the state treasury under the appropriations in this section shall not exceed the funds available under statutory distributions for the stated purposes.

Sec. 1702. 2018 c 299 s 802 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—TRANSFERS

Criminal Justice Treatment Account: For transfer to the state general fund, \$4,450,000 for fiscal year 2018 and \$4,450,000 for fiscal year 2019

Dedicated Marijuana Account: For transfer to the basic health plan trust account, the lesser of the amount determined pursuant to RCW 69.50.540 or this amount plus \$40,494,000 for fiscal year 2018, \$226,654,000 and this amount for fiscal year 2019, ~~(\$194,000,000)~~ \$190,000,000

\$416,654,000

Dedicated Marijuana Account: For transfer to the state general fund, the lesser of the amount determined pursuant to RCW 69.50.540 or this amount for fiscal year 2018, \$130,000,000 and this amount for fiscal year 2019, ~~(\$137,000,000)~~ \$135,000,000..... ~~(\$267,000,000)~~ \$265,000,000

Aquatic Lands Enhancement Account: For transfer to the clean up settlement account as repayment of the loan provided in section 3022(2) chapter 2, Laws of 2012, 2nd sp. sess. (ESB 6074 2012 supplemental capital budget), \$620,000 for fiscal year 2018 and \$620,000 for fiscal year 2019\$1,240,000

Tobacco Settlement Account: For transfer to the state general fund, in an amount not to exceed the actual amount of the annual base payment to the tobacco settlement account for fiscal year 2018\$101,639,000

Tobacco Settlement Account: For transfer to the state general fund, in an amount not to exceed the actual amount of the annual base payment to the tobacco settlement account for fiscal year 2019\$101,639,000

State Toxics Control Account: For transfer to the cleanup settlement account as repayment of the loan provided in section 3022(2) chapter 2, Laws of 2012, 2nd sp. sess. (ESB 6074, 2012 supplemental capital budget), \$620,000 for fiscal year 2018 and \$620,000 for fiscal year 2019\$1,240,000

General Fund: For transfer to the streamlined sales and use tax account, \$12,877,000 for fiscal year 2018 and ~~(\$7,672,000)~~ \$9,400,000 for fiscal year 2019..... ~~(\$20,549,000)~~ \$22,277,000

Aerospace Training and Student Loan Account: For transfer to the state general fund, \$750,000 for fiscal year 2018 and \$750,000 for fiscal year 2019\$1,500,000

Disaster Response Account: For transfer to the state general fund, \$42,000,000 for fiscal year 2018 \$42,000,000

State Treasurer's Service Account: For transfer to the state general fund, \$6,000,000 for fiscal year 2018 and \$6,000,000 for fiscal year 2019..... \$12,000,000

Statewide Information Tech System Maintenance and Operations Revolving Account: For transfer to the consolidated technology services revolving account, \$5,500,000 for fiscal year 2018 \$5,500,000

General Fund: For transfer to the family and medical leave insurance account as start-up costs for the family and medical leave insurance program pursuant to enactment of Substitute House Bill No. 1116 (family and medical leave insurance), Senate Bill No. 5975 (paid family and medical leave insurance), or Senate Bill No. 5032 (family and medical leave insurance), \$82,000,000 for fiscal year 2018..... \$82,000,000

Family and Medical Leave Insurance Account: For transfer to the General Fund as repayment for start-up costs for the family and medical leave insurance program pursuant to implementation of Substitute House Bill No. 1116 (family and medical leave insurance), Senate Bill No. 5975 (paid family and medical leave insurance), or Senate Bill No. 5032 (family and medical leave insurance), the lesser of the amount determined by the treasurer for full repayment of the \$82,000,000 transferred from the general fund in fiscal year 2018 for start-up costs with any related interest or this amount for fiscal year 2019, \$90,000,000 \$90,000,000

Public Works Assistance Account: For transfer to the education legacy trust account, \$136,998,000 for fiscal year 2018 and \$117,017,000 for fiscal year 2019..... \$254,015,000

General Fund: For transfer to the firearms range account for fiscal year 2018..... \$75,000

New Motor Vehicle Arbitration Account: For transfer

to the state general fund, \$2,000,000 for fiscal year 2018\$2,000,000

Local Toxics Control Account: For transfer to the state toxics control account, \$9,000,000 for fiscal year 2018 and \$12,000,000 for fiscal year 2019\$21,000,000

State Toxics Control Account: For transfer to water pollution control revolving account, \$3,000 for fiscal year 2018.....\$3,000

Aquatic Lands Enhancement Account: For transfer to the geoduck aquaculture research account for fiscal year 2019.....\$200,000

General Fund: For transfer to the dedicated McCleary penalty account for fiscal year 2018 ...\$105,200,000
The amount transferred represents the monetary sanctions accrued from August 13, 2015, through June 30, 2018, under the order of the state supreme court of August 13, 2015, in *McCleary v. State*.

General Fund: For transfer to the disaster response account for fiscal year 2018.....\$58,535,000

Oil Spill Response Account: For transfer to the oil spill prevention account: \$1,748,000 for fiscal year 2018 and \$2,973,000 for fiscal year 2019\$4,721,000

General Fund: For transfer to the Washington internet crimes against children account for fiscal year 2018\$1,500,000

Funeral and Cemetery Account: For transfer to the skeletal human remains assistance account for fiscal year 2018.....\$15,000

General Fund: For transfer to the statewide tourism marketing account for fiscal year 2019\$1,500,000

Public Works Administration Account: For transfer to the state general fund for fiscal year 2018.....\$1,500,000

General Fund: For the transfer to the fair fund under RCW 15.76.115, \$2,000,000 for fiscal year 2018 and \$2,000,000 for fiscal year 2019. These amounts represent the statutory transfer and are not in addition to amounts previously transferred\$4,000,000

State Toxics Control Account: For transfer to the state general fund, \$38,000,000 at the end of fiscal year 2019..... \$38,000,000

Local Toxics Control Account: For transfer to the state general fund, \$35,000,000 at the end of fiscal year 2019..... \$35,000,000

PART XVIII

SUPPLEMENTAL

MISCELLANEOUS

NEW SECTION. Sec. 1801. Section 989 of this act takes effect June 30, 2019.

NEW SECTION. Sec. 1802. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 1803. Except for section 989 of this act, this act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

ESHB 1109 - CONF REPT

By Conference Committee

On page 1, line 1 of the title, after "matters;" strike the remainder of the title and insert "amending RCW 28B.20.476, 28B.115.070, 28C.04.535, 38.52.105, 41.06.280, 41.26.450, 41.45.230, 41.60.050, 41.80.010, 43.08.190, 43.09.475, 43.43.839, 43.60A.140, 43.70.250, 43.70.445, 43.79.445, 43.101.200, 43.101.220, 43.101.435, 43.330.250, 43.372.070, 43.380.020, 50.16.010, 70.155.120, 76.04.610, 77.12.203, 79.105.150, 79A.25.210, 82.14.310, 82.19.040, 83.100.230, 86.26.007, 90.50A.090, 90.56.500, and 90.56.510; amending 2018 c 299 ss 109, 112, 113, 115, 116, 118, 119, 121, 124, 125, 127, 129, 130, 135, 138, 141, 142, 147, 148, 144, 201, 203, 204, 205, 206, 207, 209, 210, 211, 212, 213, 215, 216, 217, 218, 219, 220, 223, 302, 303, 306, 307, 308, 309, 310, 311, 401, 402, 501, 502, 503, 504, 505, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 601, 602, 603, 604, 605, 606, 607, 609, 610, 612, 613, 615, 701, 702, 703, 801, and 802 and 2017 3rd sp.s. c 1 ss 146 and 702 (uncodified); reenacting and amending RCW 43.155.050, 43.320.110, 69.50.540, 71.24.580, 76.09.405, 79.64.040, and 79.64.110; adding a new section to 2018 c 299 (uncodified); creating new sections; making appropriations; providing an effective date; providing expiration dates; and declaring an emergency."

Representative Ormsby
 Representative Robinson
 Senator Frockt
 Senator Rolfes

There being no objection, the House adopted the conference committee report on HOUSE BILL NO. 1109 and advanced the bill as recommended by the conference committee to final passage.

FINAL PASSAGE OF HOUSE BILL AS RECOMMENDED BY CONFERENCE COMMITTEE

Representatives Ormsby and Sullivan spoke in favor of the passage of the bill as recommended by the conference committee.

Representatives MacEwen, Maycumber, Walsh and Stokesbary spoke against the passage of the bill as recommended by the conference committee.

The Speaker (Representative Orwall presiding) stated the question before the House to be final passage of House Bill No. 1109, as recommended by the conference committee.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1109, as recommended by the conference committee, and the bill passed the House by the following votes: Yeas, 57; Nays, 41; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, Jinkins, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Mosbrucker, Orcutt, Rude, Schmick, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

HOUSE BILL NO. 1109, as recommended by the conference committee, having received the constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

April 28, 2019

MR. SPEAKER:

The Senate insists on its position on ENGROSSED SUBSTITUTE HOUSE BILL NO. 2140 and asks the House to concur.

Brad Hendrickson, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2140 and advanced the bill as amended by the Senate to final passage.

**FINAL PASSAGE OF HOUSE BILL
AS SENATE AMENDED**

Representatives Sullivan and Steele spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2140, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2140, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 66; Nays, 32; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Barkis, Bergquist, Blake, Callan, Chambers, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Gildon, Goodman, Gregerson, Hansen, Harris, Hudgins, Jinkins, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Mosbrucker, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Smith, Springer, Stanford, Steele, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen, Walsh, Wylie and Ybarra.

Voting nay: Representatives Boehnke, Caldier, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Goehner, Graham, Griffey, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Orcutt, Rude, Schmick, Shea, Stokesbary, Sutherland, Van Werven, Vick, Volz, Wilcox and Young.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2140, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

April 28, 2019

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1873 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Part I

Tax on Vapor Products

NEW SECTION. **Sec. 101.** The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Accessible container" means a container that is intended to be opened. The term does not mean a closed cartridge or closed container that is not intended to be opened such as a disposable e-cigarette.

(2) "Affiliated" means related in any way by virtue of any form or amount of common ownership, control, operation, or management.

(3) "Board" means the Washington state liquor and cannabis board.

(4) "Business" means any trade, occupation, activity, or enterprise engaged in selling or distributing vapor products in this state.

(5) "Distributor" mean any person:

(a) Engaged in the business of selling vapor products in this state who brings, or causes to be brought, into this state from outside the state any vapor products for sale;

(b) Who makes, manufactures, fabricates, or stores vapor products in this state for sale in this state;

(c) Engaged in the business of selling vapor products outside this state who ships or transports vapor products to retailers or consumers in this state; or

(d) Engaged in the business of selling vapor products in this state who handles for sale any vapor products that are within this state but upon which tax has not been imposed.

(6) "Indian country" has the same meaning as provided in RCW 82.24.010.

(7) "Manufacturer" has the same meaning as provided in RCW 70.345.010.

(8) "Manufacturer's representative" means a person hired by a manufacturer to sell or distribute the manufacturer's vapor products and includes employees and independent contractors.

(9) "Person" means: Any individual, receiver, administrator, executor, assignee, trustee in bankruptcy, trust, estate, firm, copartnership, joint venture, club, company, joint stock company, business trust, municipal corporation, corporation, limited liability company, association, or society; the state and its departments and institutions; any political subdivision of the state of Washington; and any group of individuals acting as a unit, whether mutual, cooperative, fraternal, nonprofit, or otherwise. Except as provided otherwise in this chapter, "person" does not include any person immune from state taxation, including the United States or its instrumentalities, and federally recognized Indian tribes and enrolled tribal members, conducting business within Indian country.

(10) "Place of business" means any place where vapor products are sold or where vapor products are

manufactured, stored, or kept for the purpose of sale, including any vessel, vehicle, airplane, or train.

(11) "Retail outlet" has the same meaning as provided in RCW 70.345.010.

(12) "Retailer" has the same meaning as provided in RCW 70.345.010.

(13) "Sale" has the same meaning as provided in RCW 70.345.010.

(14) "Taxpayer" means a person liable for the tax imposed by this chapter.

(15) "Vapor product" means any noncombustible product containing a solution or other consumable substance, regardless of whether it contains nicotine, which employs a mechanical heating element, battery, or electronic circuit regardless of shape or size that can be used to produce vapor from the solution or other substance, including an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device. The term also includes any cartridge or other container of liquid nicotine, solution, or other consumable substance, regardless of whether it contains nicotine, that is intended to be used with or in a device that can be used to deliver aerosolized or vaporized nicotine to a person inhaling from the device and is sold for such purpose.

(a) The term does not include:

(i) Any product approved by the United States food and drug administration for sale as a tobacco cessation product, medical device, or for other therapeutic purposes when such product is marketed and sold solely for such an approved purpose;

(ii) Any product that will become an ingredient or component in a vapor product manufactured by a distributor; or

(iii) Any product that meets the definition of marijuana, useable marijuana, marijuana concentrates, marijuana-infused products, cigarette, or tobacco products.

(b) For purposes of this subsection (15):

(i) "Cigarette" has the same meaning as provided in RCW 82.24.010; and

(ii) "Marijuana," "useable marijuana," "marijuana concentrates," and "marijuana-infused products" have the same meaning as provided in RCW 69.50.101.

NEW SECTION. Sec. 102. (1)(a) There is levied and collected a tax upon the sale, use, consumption, handling, possession, or distribution of all vapor products in this state as follows:

(i) All vapor products other than those taxed under (a)(ii) of this subsection are taxed at a rate equal to twenty-seven cents per milliliter of solution, regardless of whether it contains nicotine, and a proportionate tax at the like rate on all fractional parts of a milliliter thereof.

(ii) Any accessible container of solution, regardless of whether it contains nicotine, that is greater than five

milliliters, is taxed at a rate equal to nine cents per milliliter of solution and a proportionate tax at the like rate on all fractional parts of a milliliter thereof.

(b) The tax in this section must be imposed based on the volume of the solution as listed by the manufacturer.

(2)(a) The tax under this section must be collected at the time the distributor: (i) Brings, or causes to be brought, into this state from without the state vapor products for sale; (ii) makes, manufactures, fabricates, or stores vapor products in this state for sale in this state; (iii) ships or transports vapor products to retailers or consumers in this state; or (iv) handles for sale any vapor products that are within this state but upon which tax has not been imposed.

(b) The tax imposed under this section must also be collected by the department from the consumer of vapor products where the tax imposed under this section was not paid by the distributor on such vapor products.

(3)(a) The moneys collected under this section must be deposited as follows:

(i) Fifty percent into the Andy Hill cancer research endowment fund match transfer account created in RCW 43.348.080; and

(ii) Fifty percent into the foundational public health services account created in section 103 of this act.

(b) The funding provided under this subsection is intended to supplement and not supplant general fund investments in cancer research and foundational public health services.

NEW SECTION. Sec. 103. The foundational public health services account is created in the state treasury. Half of all of the moneys collected from the tax imposed on vapor products under RCW 66.44.010 must be deposited into the account. Moneys in the account may be spent only after appropriation. Moneys in the account are to be used for the following purposes:

(1) To fund foundational health services. In the 2019-2021 biennium, at least twelve million dollars of the funds deposited into the account must be appropriated for this purpose. Beginning in the 2021-2023 biennium, fifty percent of the funds deposited into the account, but not less than twelve million dollars each biennium, are to be used for this purpose;

(2) To fund tobacco, vapor product, and nicotine control and prevention, and other substance use prevention and education. Beginning in the 2021-2023 biennium, seventeen percent of the funds deposited into the account are to be used for this purpose;

(3) To support increased access and training of public health professionals at public health programs at accredited public institutions of higher education in Washington. Beginning in the 2021-2023 biennium, five percent of the funds deposited into the account are to be used for this purpose;

(4) To fund enforcement by the state liquor and cannabis board of the provisions of this chapter to prevent

sales of vapor products to minors and related provisions for control of marketing and product safety, provided that no more than eight percent of the funds deposited into the account may be appropriated for these enforcement purposes.

NEW SECTION. Sec. 104. It is the intent and purpose of this chapter to levy a tax on all vapor products sold, used, consumed, handled, possessed, or distributed within this state. It is the further intent and purpose of this chapter to impose the tax only once on all vapor products in this state. Nothing in this chapter may be construed to exempt any person taxable under any other law or under any other tax imposed under this title.

NEW SECTION. Sec. 105. The tax imposed by section 102 of this act does not apply with respect to any vapor products which under the Constitution and laws of the United States may not be made the subject of taxation by this state.

NEW SECTION. Sec. 106. (1) Every distributor must keep at each place of business complete and accurate records for that place of business, including itemized invoices, of vapor products held, purchased, manufactured, brought in or caused to be brought in from without the state, or shipped or transported to retailers in this state, and of all sales of vapor products made.

(2) These records must show the names and addresses of purchasers, the inventory of all vapor products, and other pertinent papers and documents relating to the purchase, sale, or disposition of vapor products. All invoices and other records required by this section to be kept must be preserved for a period of five years from the date of the invoices or other documents or the date of the entries appearing in the records.

(3) At any time during usual business hours the department, board, or its duly authorized agents or employees may enter any place of business of a distributor, without a search warrant, and inspect the premises, the records required to be kept under this chapter, and the vapor products contained therein, to determine whether or not all the provisions of this chapter are being fully complied with. If the department, board, or any of its agents or employees are denied free access or are hindered or interfered with in making such examination, the registration certificate issued under RCW 82.32.030 of the distributor at such premises are subject to revocation by the department, and any licenses issued under chapter 70.345, 82.26, or 82.24 RCW are subject to suspension or revocation by the board.

NEW SECTION. Sec. 107. Every person required to be licensed under chapter 70.345 RCW who sells vapor products to persons other than the ultimate consumer must render with each sale itemized invoices showing the seller's name and address, the purchaser's name and address, the date of sale, and all prices. The person must preserve legible copies of all such invoices for five years from the date of sale.

NEW SECTION. Sec. 108. (1) Every retailer must procure itemized invoices of all vapor products purchased.

The invoices must show the seller's name and address, the date of purchase, and all prices and discounts.

(2) The retailer must keep at each retail outlet copies of complete, accurate, and legible invoices for that retail outlet or place of business. All invoices required to be kept under this section must be preserved for five years from the date of purchase.

(3) At any time during usual business hours the department, board, or its duly authorized agents or employees may enter any retail outlet without a search warrant, and inspect the premises for invoices required to be kept under this section and the vapor products contained in the retail outlet, to determine whether or not all the provisions of this chapter are being fully complied with. If the department, board, or any of its agents or employees are denied free access or are hindered or interfered with in making the inspection, the registration certificate issued under RCW 82.32.030 of the retailer at the premises is subject to revocation by the department, and any licenses issued under chapter 70.345, 82.26, or 82.24 RCW are subject to suspension or revocation by the board.

NEW SECTION. Sec. 109. (1)(a) Where vapor products upon which the tax imposed by this chapter has been reported and paid are shipped or transported outside this state by the distributor to a person engaged in the business of selling vapor products, to be sold by that person, or are returned to the manufacturer by the distributor or destroyed by the distributor, or are sold by the distributor to the United States or any of its agencies or instrumentalities, or are sold by the distributor to any Indian tribal organization, credit of such tax may be made to the distributor in accordance with rules prescribed by the department.

(b) For purposes of this subsection (1), the following definitions apply:

(i) "Indian distributor" means a federally recognized Indian tribe or tribal entity that would otherwise meet the definition of "distributor" under section 101 of this act, if federally recognized Indian tribes and tribal entities were not excluded from the definition of "person" in section 101 of this act.

(ii) "Indian retailer" means a federally recognized Indian tribe or tribal entity that would otherwise meet the definition of "retailer" under section 101 of this act, if federally recognized Indian tribes and tribal entities were not excluded from the definition of "person" in section 101 of this act.

(iii) "Indian tribal organization" means a federally recognized Indian tribe, or tribal entity, and includes an Indian distributor or retailer that is owned by an Indian who is an enrolled tribal member conducting business under tribal license or similar tribal approval within Indian country.

(2) Credit allowed under this section must be determined based on the tax rate in effect for the period for which the tax imposed by this chapter, for which a credit is sought, was paid.

NEW SECTION. Sec. 110. All of the provisions contained in chapter 82.32 RCW not inconsistent with the provisions of this chapter have full force and application with respect to taxes imposed under the provisions of this chapter.

NEW SECTION. Sec. 111. The department must authorize, as duly authorized agents, enforcement officers of the board to enforce provisions of this chapter. These officers are not employees of the department.

NEW SECTION. Sec. 112. (1) The department may by rule establish the invoice detail required under section 106 of this act for a distributor and for those invoices required to be provided to retailers under section 108 of this act.

(2) If a retailer fails to keep invoices as required under section 108 of this act, the retailer is liable for the tax owed on any uninvoiced vapor products but not penalties and interest, except as provided in subsection (3) of this section.

(3) If the department finds that the nonpayment of tax by the retailer was willful or if in the case of a second or plural nonpayment of tax by the retailer, penalties and interest must be assessed in accordance with chapter 82.32 RCW.

NEW SECTION. Sec. 113. (1) No person may transport or cause to be transported in this state vapor products for sale other than: (a) A licensed distributor under chapter 70.345 RCW, or a manufacturer's representative authorized to sell or distribute vapor products in this state under chapter 70.345 RCW; (b) a licensed retailer under chapter 70.345 RCW; (c) a seller with a valid delivery sale license under chapter 70.345 RCW; or (d) a person who has given notice to the board in advance of the commencement of transportation.

(2) When transporting vapor products for sale, the person must have in his or her actual possession, or cause to have in the actual possession of those persons transporting such vapor products on his or her behalf, invoices or delivery tickets for the vapor products, which must show the true name and address of the consignor or seller, the true name and address of the consignee or purchaser, and the quantity and brands of the vapor products being transported.

(3) In any case where the department or the board, or any peace officer of the state, has knowledge or reasonable grounds to believe that any vehicle is transporting vapor products in violation of this section, the department, board, or peace officer is authorized to stop the vehicle and to inspect it for contraband vapor products.

(4) This section does not apply to a motor carrier or freight forwarder as defined in Title 49 U.S.C. Sec. 13102 or an air carrier as defined in Title 49 U.S.C. Sec. 40102.

NEW SECTION. Sec. 114. The board must compile and maintain a current record of the names of all distributors, retailers, and delivery sales licenses under chapter 70.345 RCW and the status of their license or licenses. The information must be updated on a monthly basis and published on the board's official internet web site.

This information is not subject to the confidentiality provisions of RCW 82.32.330 and must be disclosed to manufacturers, distributors, retailers, and the general public upon request.

NEW SECTION. Sec. 115. (1) No person engaged in or conducting business as a distributor or retailer in this state may:

(a) Make, use, or present or exhibit to the department or the board any invoice for any of the vapor products taxed under this chapter that bears an untrue date or falsely states the nature or quantity of the goods invoiced; or

(b) Fail to produce on demand of the department or the board all invoices of all the vapor products taxed under this chapter within five years prior to such demand unless the person can show by satisfactory proof that the nonproduction of the invoices was due to causes beyond the person's control.

(2)(a) No person, other than a licensed distributor, retailer or delivery sales licensee, or manufacturer's representative, may transport vapor products for sale in this state for which the taxes imposed under this chapter have not been paid unless:

(i) Notice of the transportation has been given as required under section 113 of this act;

(ii) The person transporting the vapor products actually possesses invoices or delivery tickets showing the true name and address of the consignor or seller, the true name and address of the consignee or purchaser, and the quantity and brands of vapor products being transported; and

(iii) The vapor products are consigned to or purchased by a person in this state who is licensed under chapter 70.345 RCW.

(b) A violation of this subsection (2) is a gross misdemeanor.

(3) Any person licensed under chapter 70.345 RCW as a distributor, and any person licensed under chapter 70.345 RCW as a retailer, may not operate in any other capacity unless the additional appropriate license is first secured, except as otherwise provided by law. A violation of this subsection (3) is a misdemeanor.

(4) The penalties provided in this section are in addition to any other penalties provided by law for violating the provisions of this chapter or the rules adopted under this chapter.

(5) This section does not apply to a motor carrier or freight forwarder as defined in Title 49 U.S.C. Sec. 13102 or an air carrier as defined in Title 49 U.S.C. Sec. 40102.

NEW SECTION. Sec. 116. (1) A retailer that obtains vapor products from an unlicensed distributor or any other person that is not licensed under chapter 70.345 RCW must be licensed both as a retailer and a distributor and is liable for the tax imposed under section 102 of this act with respect to the vapor products acquired from the unlicensed person that are held for sale, handling, or distribution in this state. For the purposes of this subsection, "person" includes

both persons defined in this act and any person immune from state taxation, such as the United States or its instrumentalities, and federally recognized Indian tribes and enrolled tribal members, conducting business within Indian country.

(2) Every distributor licensed under chapter 70.345 RCW may sell vapor products to retailers located in Washington only if the retailer has a current retailer's license under chapter 70.345 RCW.

NEW SECTION. Sec. 117. A manufacturer that has manufacturer's representatives who sell or distribute the manufacturer's vapor products in this state must provide the board a list of the names and addresses of all such representatives and must ensure that the list provided to the board is kept current. A manufacturer's representative is not authorized to distribute or sell vapor products in this state unless the manufacturer that hired the representative has a valid distributor's license under chapter 70.345 RCW and that manufacturer provides the board a current list of all of its manufacturer's representatives as required by this section. A manufacturer's representative must carry a copy of the distributor's license of the manufacturer that hired the representative at all times when selling or distributing the manufacturer's vapor products.

NEW SECTION. Sec. 118. (1) Any vapor products in the possession of a person selling vapor products in this state acting as a distributor or retailer and who is not licensed as required under chapter 70.345 RCW, or a person who is selling vapor products in violation of RCW 82.24.550(6), may be seized without a warrant by any agent of the department, agent of the board, or law enforcement officer of this state. Any vapor products seized under this subsection are deemed forfeited.

(2) Any vapor products in the possession of a person who is not a licensed distributor, delivery seller, manufacturer's representative, or retailer and who transports vapor products for sale without having provided notice to the board required under section 113 of this act, or without invoices or delivery tickets showing the true name and address of the consignor or seller, the true name and address of the consignee or purchaser, and the quantity and brands of vapor products being transported may be seized and are subject to forfeiture.

(3) All conveyances, including aircraft, vehicles, or vessels that are used, or intended for use to transport, or in any manner to facilitate the transportation, for the purpose of sale or receipt of vapor products under subsection (2) of this section, may be seized and are subject to forfeiture except:

(a) A conveyance used by any person as a common or contract carrier having in actual possession invoices or delivery tickets showing the true name and address of the consignor or seller, the true name of the consignee or purchaser, and the quantity and brands of the vapor products transported, unless it appears that the owner or other person in charge of the conveyance is a consenting party or privy to a violation of this chapter;

(b) A conveyance subject to forfeiture under this section by reason of any act or omission of which the owner

establishes to have been committed or omitted without his or her knowledge or consent; or

(c) A conveyance encumbered by a bona fide security interest if the secured party neither had knowledge of nor consented to the act or omission.

(4) Property subject to forfeiture under subsections (2) and (3) of this section may be seized by any agent of the department, the board, or law enforcement officer of this state upon process issued by any superior court or district court having jurisdiction over the property. Seizure without process may be made if:

(a) The seizure is incident to an arrest or a search warrant or an inspection under an administrative inspection warrant; or

(b) The department, board, or law enforcement officer has probable cause to believe that the property was used or is intended to be used in violation of this chapter and exigent circumstances exist making procurement of a search warrant impracticable.

(5) This section may not be construed to require the seizure of vapor products if the department's agent, board's agent, or law enforcement officer reasonably believes that the vapor products are possessed for personal consumption by the person in possession of the vapor products.

(6) Any vapor products seized by a law enforcement officer must be turned over to the board as soon as practicable.

(7) This section does not apply to a motor carrier or freight forwarder as defined in Title 49 U.S.C. Sec. 13102 or an air carrier as defined in Title 49 U.S.C. Sec. 40102.

NEW SECTION. Sec. 119. (1) In all cases of seizure of any vapor products made subject to forfeiture under this chapter, the department or board must proceed as provided in RCW 82.24.135.

(2) When vapor products are forfeited under this chapter, the department or board may:

(a) Retain the property for official use or upon application by any law enforcement agency of this state, another state, or the District of Columbia, or of the United States for the exclusive use of enforcing this chapter or the laws of any other state or the District of Columbia or of the United States; or

(b) Sell the vapor products at public auction to the highest bidder after due advertisement. Before delivering any of the goods to the successful bidder, the department or board must require the purchaser to pay the proper amount of any tax due. The proceeds of the sale must be first applied to the payment of all proper expenses of any investigation leading to the seizure and of the proceedings for forfeiture and sale, including expenses of seizure, maintenance of custody, advertising, and court costs. The balance of the proceeds and all money must be deposited in the general fund of the state. Proper expenses of investigation include costs incurred by any law enforcement agency or any federal, state, or local agency.

(3) The department or the board may return any property seized under the provisions of this chapter when it is shown that there was no intention to violate the provisions of this chapter. When any property is returned under this section, the department or the board may return the property to the parties from whom they were seized if and when such parties have paid the proper amount of tax due under this chapter.

NEW SECTION. Sec. 120. When the department or the board has good reason to believe that any of the vapor products taxed under this chapter are being kept, sold, offered for sale, or given away in violation of the provisions of this chapter, it may make affidavit of facts describing the place or thing to be searched, before any judge of any court in this state, and the judge must issue a search warrant directed to the sheriff, any deputy, police officer, or duly authorized agent of the department or the board commanding him or her diligently to search any building, room in a building, place, or vehicle as may be designated in the affidavit and search warrant, and to seize the vapor products and hold them until disposed of by law.

NEW SECTION. Sec. 121. (1)(a) Where vapor products upon which the tax imposed by this chapter has been reported and paid are shipped or transported outside this state by the distributor to a person engaged in the business of selling vapor products, to be sold by that person, or are returned to the manufacturer by the distributor or destroyed by the distributor, or are sold by the distributor to the United States or any of its agencies or instrumentalities, or are sold by the distributor to any Indian tribal organization, credit of such tax may be made to the distributor in accordance with rules prescribed by the department.

(b) For purposes of this subsection (1), the following definitions apply:

(i) "Indian distributor" means a federally recognized Indian tribe or tribal entity that would otherwise meet the definition of "distributor" under section 101 of this act, if federally recognized Indian tribes and tribal entities were not excluded from the definition of "person" in section 101 of this act.

(ii) "Indian retailer" means a federally recognized Indian tribe or tribal entity that would otherwise meet the definition of "retailer" under section 101 of this act, if federally recognized Indian tribes and tribal entities were not excluded from the definition of "person" in section 101 of this act.

(iii) "Indian tribal organization" means a federally recognized Indian tribe, or tribal entity, and includes an Indian distributor or retailer that is owned by an Indian who is an enrolled tribal member conducting business under tribal license or similar tribal approval within Indian country.

(2) Credit allowed under this section must be determined based on the tax rate in effect for the period for which the tax imposed by this chapter, for which a credit is sought, was paid.

NEW SECTION. Sec. 122. (1) Preexisting inventories of vapor products are subject to the tax imposed in section 102 of this act. All retailers and other distributors must report the tax due under section 102 of this act on preexisting inventories of vapor products on a form, as prescribed by the department, on or before October 31, 2019, and the tax due on such preexisting inventories must be paid on or before January 31, 2020.

(2) Reports under subsection (1) of this section not filed with the department by October 31, 2019, are subject to a late filing penalty equal to the greater of two hundred fifty dollars or ten percent of the tax due under section 102 of this act on the taxpayer's preexisting inventories.

(3) The department must notify the taxpayer of the amount of tax due under section 102 of this act on preexisting inventories, which is subject to applicable penalties under RCW 82.32.090 (2) through (7) if unpaid after January 31, 2020. Amounts due in accordance with this section are not considered to be substantially underpaid for the purposes of RCW 82.32.090(2).

(4) Interest, at the rate provided in RCW 82.32.050(2), must be computed daily beginning February 1, 2020, on any remaining tax due under section 102 of this act on preexisting inventories until paid.

(5) A retailer required to comply with subsection (1) of this section is not required to obtain a distributor license as otherwise required under chapter 70.345 RCW as long as the retailer:

(a) Does not sell vapor products other than to ultimate consumers; and

(b) Does not meet the definition of "distributor" in section 101 of this act other than with respect to the sale of that retailer's preexisting inventory of vapor products.

(6) Taxes may not be collected under section 102 of this act from consumers with respect to any vapor products acquired before the effective date of this section.

(7) For purposes of this section, "preexisting inventory" means an inventory of vapor products located in this state as of the moment that section 102 of this act takes effect and held by a distributor for sale, handling, or distribution in this state.

Part II

Conforming Amendments

Sec. 201. RCW 66.08.145 and 2016 sp.s. c 38 s 29 are each amended to read as follows:

(1) The liquor and cannabis board may issue subpoenas in connection with any investigation, hearing, or proceeding for the production of books, records, and documents held under this chapter or chapters 70.155, 70.158, 70.345, 82.24, ~~((and)) 82.26 ((RCW)), and 82.---~~ RCW (the new chapter created in section 408 of this act), and books and records of common carriers as defined in RCW 81.80.010, or vehicle rental agencies relating to the transportation or possession of cigarettes, vapor products, or other tobacco products.

(2) The liquor and cannabis board may designate individuals authorized to sign subpoenas.

(3) If any person is served a subpoena from the board for the production of records, documents, and books, and fails or refuses to obey the subpoena for the production of records, documents, and books when required to do so, the person is subject to proceedings for contempt, and the board may institute contempt of court proceedings in the superior court of Thurston county or in the county in which the person resides.

Sec. 202. RCW 66.44.010 and 1998 c 18 s 1 are each amended to read as follows:

(1) All county and municipal peace officers are hereby charged with the duty of investigating and prosecuting all violations of this title, and the penal laws of this state relating to the manufacture, importation, transportation, possession, distribution and sale of liquor, and all fines imposed for violations of this title and the penal laws of this state relating to the manufacture, importation, transportation, possession, distribution and sale of liquor (~~shall~~) belong to the county, city or town wherein the court imposing the fine is located, and (~~shall~~) must be placed in the general fund for payment of the salaries of those engaged in the enforcement of the provisions of this title and the penal laws of this state relating to the manufacture, importation, transportation, possession, distribution and sale of liquor (~~PROVIDED, That~~). However, all fees, fines, forfeitures and penalties collected or assessed by a district court because of the violation of a state law (~~shall~~) must be remitted as provided in chapter 3.62 RCW as now exists or is later amended.

(2) In addition to any and all other powers granted, the board (~~shall have~~) has the power to enforce the penal provisions of this title and the penal laws of this state relating to the manufacture, importation, transportation, possession, distribution and sale of liquor.

(3) In addition to the other duties under this section, the board (~~shall~~) must enforce chapters 82.24 (~~and~~), 82.26 (~~RCW~~), and 82.--- RCW (the new chapter created in section 408 of this act).

(4) The board may appoint and employ, assign to duty and fix the compensation of, officers to be designated as liquor enforcement officers. Such liquor enforcement officers (~~shall~~) have the power, under the supervision of the board, to enforce the penal provisions of this title and the penal laws of this state relating to the manufacture, importation, transportation, possession, distribution and sale of liquor. They (~~shall~~) have the power and authority to serve and execute all warrants and process of law issued by the courts in enforcing the penal provisions of this title or of any penal law of this state relating to the manufacture, importation, transportation, possession, distribution and sale of liquor, and the provisions of chapters 82.24 (~~and~~), 82.26 (~~RCW~~), and 82.--- RCW (the new chapter created in section 408 of this act). They (~~shall~~) have the power to arrest without a warrant any person or persons found in the act of violating any of the penal provisions of this title or of any penal law of this state relating to the manufacture, importation, transportation, possession, distribution and sale

of liquor, and the provisions of chapters 82.24 (~~and~~), 82.26 (~~RCW~~), and 82.--- RCW (the new chapter created in section 408 of this act).

Sec. 203. RCW 82.24.510 and 2013 c 144 s 50 are each amended to read as follows:

(1) The licenses issuable under this chapter are as follows:

(a) A wholesaler's license.

(b) A retailer's license.

(2) Application for the licenses must be made through the business licensing system under chapter 19.02 RCW. The board must adopt rules regarding the regulation of the licenses. The board may refrain from the issuance of any license under this chapter if the board has reasonable cause to believe that the applicant has willfully withheld information requested for the purpose of determining the eligibility of the applicant to receive a license, or if the board has reasonable cause to believe that information submitted in the application is false or misleading or is not made in good faith. In addition, for the purpose of reviewing an application for a wholesaler's license or retailer's license and for considering the denial, suspension, or revocation of any such license, the board may consider any prior criminal conduct of the applicant, including an administrative violation history record with the board and a criminal history record information check within the previous five years, in any state, tribal, or federal jurisdiction in the United States, its territories, or possessions, and the provisions of RCW 9.95.240 and chapter 9.96A RCW do not apply to such cases. The board may, in its discretion, grant or refuse the wholesaler's license or retailer's license, subject to the provisions of RCW 82.24.550.

(3) No person may qualify for a wholesaler's license or a retailer's license under this section without first undergoing a criminal background check. The background check must be performed by the board and must disclose any criminal conduct within the previous five years in any state, tribal, or federal jurisdiction in the United States, its territories, or possessions. A person who possesses a valid license on July 22, 2001, is subject to this subsection and subsection (2) of this section beginning on the date of the person's business license expiration under chapter 19.02 RCW, and thereafter. If the applicant or licensee also has a license issued under chapter 66.24 (~~or~~), 82.26, or 70.345 RCW, the background check done under the authority of chapter 66.24 (~~or~~), 82.26, or 70.345 RCW satisfies the requirements of this section.

(4) Each such license expires on the business license expiration date, and each such license must be continued annually if the licensee has paid the required fee and complied with all the provisions of this chapter and the rules of the board made pursuant thereto.

(5) Each license and any other evidence of the license that the board requires must be exhibited in each place of business for which it is issued and in the manner required for the display of a business license.

Sec. 204. RCW 82.24.550 and 2015 c 86 s 307 are each amended to read as follows:

(1) The board must enforce the provisions of this chapter. The board may adopt, amend, and repeal rules necessary to enforce the provisions of this chapter.

(2) The department may adopt, amend, and repeal rules necessary to administer the provisions of this chapter. The board may revoke or suspend the license or permit of any wholesale or retail cigarette dealer in the state upon sufficient cause appearing of the violation of this chapter or upon the failure of such licensee to comply with any of the provisions of this chapter.

(3) A license may not be suspended or revoked except upon notice to the licensee and after a hearing as prescribed by the board. The board, upon finding that the licensee has failed to comply with any provision of this chapter or any rule adopted under this chapter, must, in the case of the first offense, suspend the license or licenses of the licensee for a period of not less than thirty consecutive business days, and, in the case of a second or further offense, must suspend the license or licenses for a period of not less than ninety consecutive business days nor more than twelve months, and, in the event the board finds the licensee has been guilty of willful and persistent violations, it may revoke the license or licenses.

(4) Any licenses issued under chapter 82.26 or 70.345 RCW to a person whose license or licenses have been suspended or revoked under this section must also be suspended or revoked during the period of suspension or revocation under this section.

(5) Any person whose license or licenses have been revoked under this section may reapply to the board at the expiration of one year from the date of revocation of the license or licenses. The license or licenses may be approved by the board if it appears to the satisfaction of the board that the licensee will comply with the provisions of this chapter and the rules adopted under this chapter.

(6) A person whose license has been suspended or revoked may not sell cigarettes, vapor products, or tobacco products or permit cigarettes, vapor products, or tobacco products to be sold during the period of such suspension or revocation on the premises occupied by the person or upon other premises controlled by the person or others or in any other manner or form whatever.

(7) Any determination and order by the board, and any order of suspension or revocation by the board of the license or licenses issued under this chapter, or refusal to reinstate a license or licenses after revocation is reviewable by an appeal to the superior court of Thurston county. The superior court must review the order or ruling of the board and may hear the matter de novo, having due regard to the provisions of this chapter and the duties imposed upon the board.

(8) If the board makes an initial decision to deny a license or renewal, or suspend or revoke a license, the applicant may request a hearing subject to the applicable provisions under Title 34 RCW.

(9) For purposes of this section~~(s)~~:

(a) "Tobacco products" has the same meaning as provided in RCW 82.26.010; and

(b) "Vapor products" has the same meaning as provided in section 101 of this act.

Sec. 205. RCW 82.26.060 and 2009 c 154 s 3 are each amended to read as follows:

(1) Every distributor ~~((shall))~~ must keep at each place of business complete and accurate records for that place of business, including itemized invoices, of tobacco products held, purchased, manufactured, brought in or caused to be brought in from without the state, or shipped or transported to retailers in this state, and of all sales of tobacco products made.

(2) These records ~~((shall))~~ must show the names and addresses of purchasers, the inventory of all tobacco products, and other pertinent papers and documents relating to the purchase, sale, or disposition of tobacco products. All invoices and other records required by this section to be kept ~~((shall))~~ must be preserved for a period of five years from the date of the invoices or other documents or the date of the entries appearing in the records.

(3) At any time during usual business hours the department, board, or its duly authorized agents or employees, may enter any place of business of a distributor, without a search warrant, and inspect the premises, and the records required to be kept under this chapter, and the tobacco products contained therein, to determine whether or not all the provisions of this chapter are being fully complied with. If the department, board, or any of its agents or employees, are denied free access or are hindered or interfered with in making such examination, the registration certificate issued under RCW 82.32.030 of the distributor at such premises ~~((shall be))~~ is subject to revocation, and any licenses issued under this chapter or chapter 82.24 or 70.345 RCW are subject to suspension or revocation, by the department or board.

Sec. 206. RCW 82.26.080 and 2005 c 180 s 5 are each amended to read as follows:

(1) Every retailer ~~((shall))~~ must procure itemized invoices of all tobacco products purchased. The invoices ~~((shall))~~ must show the seller's name and address, the date of purchase, and all prices and discounts.

(2) The retailer ~~((shall))~~ must keep at each retail outlet copies of complete, accurate, and legible invoices for that retail outlet or place of business. All invoices required to be kept under this section ~~((shall))~~ must be preserved for five years from the date of purchase.

(3) At any time during usual business hours the department, board, or its duly authorized agents or employees may enter any retail outlet without a search warrant, and inspect the premises for invoices required to be kept under this section and the tobacco products contained in the retail outlet, to determine whether or not all the provisions of this chapter are being fully complied with. If the department, board, or any of its agents or employees, are

denied free access or are hindered or interfered with in making the inspection, the registration certificate issued under RCW 82.32.030 of the retailer at the premises is subject to revocation, and any licenses issued under this chapter or chapter 82.24 or 70.345 RCW are subject to suspension or revocation by the department.

Sec. 207. RCW 82.26.150 and 2013 c 144 s 52 are each amended to read as follows:

(1) The licenses issuable by the board under this chapter are as follows:

- (a) A distributor's license; and
- (b) A retailer's license.

(2) Application for the licenses must be made through the business licensing system under chapter 19.02 RCW. The board may adopt rules regarding the regulation of the licenses. The board may refuse to issue any license under this chapter if the board has reasonable cause to believe that the applicant has willfully withheld information requested for the purpose of determining the eligibility of the applicant to receive a license, or if the board has reasonable cause to believe that information submitted in the application is false or misleading or is not made in good faith. In addition, for the purpose of reviewing an application for a distributor's license or retailer's license and for considering the denial, suspension, or revocation of any such license, the board may consider criminal conduct of the applicant, including an administrative violation history record with the board and a criminal history record information check within the previous five years, in any state, tribal, or federal jurisdiction in the United States, its territories, or possessions, and the provisions of RCW 9.95.240 and chapter 9.96A RCW do not apply to such cases. The board may, in its discretion, issue or refuse to issue the distributor's license or retailer's license, subject to the provisions of RCW 82.26.220.

(3) No person may qualify for a distributor's license or a retailer's license under this section without first undergoing a criminal background check. The background check must be performed by the board and must disclose any criminal conduct within the previous five years in any state, tribal, or federal jurisdiction in the United States, its territories, or possessions. If the applicant or licensee also has a license issued under chapter 66.24 ~~((or))~~, 82.24, or 70.345 RCW, the background check done under the authority of chapter 66.24, 70.345, or 82.24 RCW satisfies the requirements of this section.

(4) Each license issued under this chapter expires on the business license expiration date. The license must be continued annually if the licensee has paid the required fee and complied with all the provisions of this chapter and the rules of the board adopted pursuant to this chapter.

(5) Each license and any other evidence of the license required under this chapter must be exhibited in each place of business for which it is issued and in the manner required for the display of a business license.

Sec. 208. RCW 82.26.220 and 2015 c 86 s 308 are each amended to read as follows:

(1) The board must enforce this chapter. The board may adopt, amend, and repeal rules necessary to enforce this chapter.

(2) The department may adopt, amend, and repeal rules necessary to administer this chapter. The board may revoke or suspend the distributor's or retailer's license of any distributor or retailer of tobacco products in the state upon sufficient cause showing a violation of this chapter or upon the failure of the licensee to comply with any of the rules adopted under it.

(3) A license may not be suspended or revoked except upon notice to the licensee and after a hearing as prescribed by the board. The board, upon finding that the licensee has failed to comply with any provision of this chapter or of any rule adopted under it, must, in the case of the first offense, suspend the license or licenses of the licensee for a period of not less than thirty consecutive business days, and in the case of a second or further offense, suspend the license or licenses for a period of not less than ninety consecutive business days but not more than twelve months, and in the event the board finds the licensee has been guilty of willful and persistent violations, it may revoke the license or licenses.

(4) Any licenses issued under chapter 82.24 or 70.345 RCW to a person whose license or licenses have been suspended or revoked under this section must also be suspended or revoked during the period of suspension or revocation under this section.

(5) Any person whose license or licenses have been revoked under this section may reapply to the board at the expiration of one year of the license or licenses. The license or licenses may be approved by the board if it appears to the satisfaction of the board that the licensee will comply with the provisions of this chapter and the rules adopted under it.

(6) A person whose license has been suspended or revoked may not sell tobacco products, vapor products, or cigarettes or permit tobacco products, vapor products, or cigarettes to be sold during the period of suspension or revocation on the premises occupied by the person or upon other premises controlled by the person or others or in any other manner or form.

(7) Any determination and order by the board, and any order of suspension or revocation by the board of the license or licenses issued under this chapter, or refusal to reinstate a license or licenses after revocation is reviewable by an appeal to the superior court of Thurston county. The superior court must review the order or ruling of the board and may hear the matter de novo, having due regard to the provisions of this chapter and the duties imposed upon the board.

(8) If the board makes an initial decision to deny a license or renewal, or suspend or revoke a license, the applicant may request a hearing subject to the applicable provisions under Title 34 RCW.

Sec. 209. RCW 82.32.300 and 1997 c 420 s 9 are each amended to read as follows:

(1) The administration of this and chapters 82.04 through 82.27 RCW of this title is vested in the department ~~((of revenue which shall)), which must~~ prescribe forms and rules of procedure for the determination of the taxable status of any person, for the making of returns and for the ascertainment, assessment and collection of taxes and penalties imposed thereunder.

(2) The department ~~((of revenue shall)) must~~ make and publish rules and regulations, not inconsistent therewith, necessary to enforce provisions of this chapter and chapters 82.02 through 82.23B and 82.27 RCW, and the liquor ~~((control)) and cannabis board ((shall)) must~~ make and publish rules necessary to enforce chapters 82.24 ~~((and)), 82.26 ((RCW)), and 82.---~~ RCW (the new chapter created in section 408 of this act), which ~~((shall have)) has~~ the same force and effect as if specifically included therein, unless declared invalid by the judgment of a court of record not appealed from.

(3) The department may employ such clerks, specialists, and other assistants as are necessary. Salaries and compensation of such employees ~~((shall)) must~~ be fixed by the department and ~~((shall be))~~ charged to the proper appropriation for the department.

(4) The department ~~((shall)) must~~ exercise general supervision of the collection of taxes and, in the discharge of such duty, may institute and prosecute such suits or proceedings in the courts as may be necessary and proper.

Sec. 210. RCW 70.345.010 and 2016 sp.s. c 38 s 4 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Board" means the Washington state liquor and cannabis board.

(2) "Business" means any trade, occupation, activity, or enterprise engaged in for the purpose of selling or distributing vapor products in this state.

(3) "Child care facility" has the same meaning as provided in RCW 70.140.020.

(4) "Closed system nicotine container" means a sealed, prefilled, and disposable container of nicotine in a solution or other form in which such container is inserted directly into an electronic cigarette, electronic nicotine delivery system, or other similar product, if the nicotine in the container is inaccessible through customary or reasonably foreseeable handling or use, including reasonably foreseeable ingestion or other contact by children.

(5) "Delivery sale" means any sale of a vapor product to a purchaser in this state where either:

(a) The purchaser submits the order for such sale by means of a telephonic or other method of voice transmission, the mails or any other delivery service, or the internet or other online service; or

(b) The vapor product is delivered by use of the mails or of a delivery service. The foregoing sales of vapor

products constitute a delivery sale regardless of whether the seller is located within or without this state. "Delivery sale" does not include a sale of any vapor product not for personal consumption to a retailer.

(6) "Delivery seller" means a person who makes delivery sales.

(7) "Distributor" ~~((means any person who:~~

~~(a) Sells vapor products to persons other than ultimate consumers; or~~

~~(b) Is engaged in the business of selling vapor products in this state and who brings, or causes to be brought, into this state from outside of the state any vapor products for sale))~~ has the same meaning as in section 101 of this act.

(8) "Liquid nicotine container" means a package from which nicotine in a solution or other form is accessible through normal and foreseeable use by a consumer and that is used to hold soluble nicotine in any concentration. "Liquid nicotine container" does not include closed system nicotine containers.

(9) "Manufacturer" means a person who manufactures and sells vapor products.

(10) "Minor" refers to an individual who is less than eighteen years old.

(11) "Person" means any individual, receiver, administrator, executor, assignee, trustee in bankruptcy, trust, estate, firm, copartnership, joint venture, club, company, joint stock company, business trust, municipal corporation, the state and its departments and institutions, political subdivision of the state of Washington, corporation, limited liability company, association, society, any group of individuals acting as a unit, whether mutual, cooperative, fraternal, nonprofit, or otherwise.

(12) "Place of business" means any place where vapor products are sold or where vapor products are manufactured, stored, or kept for the purpose of sale.

(13) "Playground" means any public improved area designed, equipped, and set aside for play of six or more children which is not intended for use as an athletic playing field or athletic court, including but not limited to any play equipment, surfacing, fencing, signs, internal pathways, internal land forms, vegetation, and related structures.

(14) "Retail outlet" means each place of business from which vapor products are sold to consumers.

(15) "Retailer" means any person engaged in the business of selling vapor products to ultimate consumers.

(16)(a) "Sale" means any transfer, exchange, or barter, in any manner or by any means whatsoever, for a consideration, and includes and means all sales made by any person.

(b) The term "sale" includes a gift by a person engaged in the business of selling vapor products, for advertising, promoting, or as a means of evading the provisions of this chapter.

(17) "School" has the same meaning as provided in RCW 70.140.020.

(18) "Self-service display" means a display that contains vapor products and is located in an area that is openly accessible to customers and from which customers can readily access such products without the assistance of a salesperson. A display case that holds vapor products behind locked doors does not constitute a self-service display.

(19) "Vapor product" means any noncombustible product that may contain nicotine and that employs a heating element, power source, electronic circuit, or other electronic, chemical, or mechanical means, regardless of shape or size, that can be used to produce vapor or aerosol from a solution or other substance.

(a) "Vapor product" includes any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any vapor cartridge or other container that may contain nicotine in a solution or other form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device.

(b) "Vapor product" does not include any product that meets the definition of marijuana, useable marijuana, marijuana concentrates, marijuana-infused products, cigarette, or tobacco products.

(c) For purposes of this subsection (19), "marijuana," "useable marijuana," "marijuana concentrates," and "marijuana-infused products" have the same meaning as provided in RCW 69.50.101.

Sec. 211. RCW 70.345.030 and 2016 sp.s. c 38 s 6 are each amended to read as follows:

(1)(a) No person may engage in or conduct business as a retailer, distributor, or delivery seller in this state without a valid license issued under this chapter, except as otherwise provided by law. Any person who sells vapor products to ultimate consumers by a means other than delivery sales must obtain a retailer's license under this chapter. Any person who ~~((sells vapor products to persons other than ultimate consumers or who))~~ meets the definition of distributor under this chapter must obtain a distributor's license under this chapter. Any person who conducts delivery sales of vapor products must obtain a delivery sale license.

(b) A violation of this subsection is punishable as a class C felony according to chapter 9A.20 RCW.

(2) No person engaged in or conducting business as a retailer, distributor, or delivery seller in this state may refuse to allow the enforcement officers of the board, on demand, to make full inspection of any place of business or vehicle where any of the vapor products regulated under this chapter are sold, stored, transported, or handled, or otherwise hinder or prevent such inspection. A person who violates this subsection is guilty of a gross misdemeanor.

(3) Any person licensed under this chapter as a distributor, any person licensed under this chapter as a retailer, and any person licensed under this chapter as a

delivery seller may not operate in any other capacity unless the additional appropriate license is first secured, except as otherwise provided by law. A violation of this subsection is a misdemeanor.

(4) No person engaged in or conducting business as a retailer, distributor, or delivery seller in this state may sell or give, or permit to sell or give, a product that contains any amount of any cannabinoid, synthetic cannabinoid, cathinone, or methcathinone, unless otherwise provided by law. A violation of this subsection (4) is punishable according to RCW 69.50.401.

(5) The penalties provided in this section are in addition to any other penalties provided by law for violating the provisions of this chapter or the rules adopted under this chapter.

Sec. 212. RCW 70.345.090 and 2016 sp.s. c 38 s 17 are each amended to read as follows:

(1) No person may conduct a delivery sale or otherwise ship or transport, or cause to be shipped or transported, any vapor product ordered or purchased by mail or through the internet to any person unless such seller has a valid delivery sale license as required under this chapter.

(2) No person may conduct a delivery sale or otherwise ship or transport, or cause to be shipped or transported, any vapor product ordered or purchased by mail or through the internet to any person under the minimum age required for the legal sale of vapor products as provided under RCW 70.345.140.

(3) A delivery sale licensee must provide notice on its mail order or internet sales forms of the minimum age required for the legal sale of vapor products in Washington state as provided by RCW 70.345.140.

(4) A delivery sale licensee must not accept a purchase or order from any person without first obtaining the full name, birth date, and residential address of that person and verifying this information through an independently operated third-party database or aggregate of databases, which includes data from government sources, that are regularly used by government and businesses for the purpose of age and identity verification and authentication.

(5) A delivery sale licensee must accept payment only through a credit or debit card issued in the purchaser's own name. The licensee must verify that the card is issued to the same person identified through identity and age verification procedures in subsection (4) of this section.

(6) Before a delivery sale licensee delivers an initial purchase to any person, the licensee must verify the identity and delivery address of the purchaser by mailing or shipping to the purchaser a notice of sale and certification form confirming that the addressee is in fact the person placing the order. The purchaser must return the signed certification form to the licensee before the initial shipment of product. Certification forms are not required for repeat customers. In the alternative, before a seller delivers an initial purchase to any person, the seller must first obtain from the prospective customer an electronic certification, such as by email, that includes a declaration that, at a minimum, the prospective

customer is over the minimum age required for the legal sale of a vapor product, and the credit or debit card used for payment has been issued in the purchaser's name.

(7) A delivery sale licensee must include on shipping documents a clear and conspicuous statement which includes, at a minimum, that the package contains vapor products, Washington law prohibits sales to those under the minimum age established by this chapter, and violations may result in sanctions to both the licensee and the purchaser.

(8) For purposes of this subsection (8), "vapor products" has the same meaning as provided in section 101 of this act.

(9) A person who knowingly violates this section is guilty of a class C felony, except that the maximum fine that may be imposed is five thousand dollars.

~~((9))~~ (10) In addition to or in lieu of any other civil or criminal remedy provided by law, a person who has violated this section is subject to a civil penalty of up to five thousand dollars for each violation. The attorney general, acting in the name of the state, may seek recovery of the penalty in a civil action in superior court.

~~((10))~~ (11) The attorney general may seek an injunction in superior court to restrain a threatened or actual violation of this section and to compel compliance with this section.

~~((11))~~ (12) Any violation of this section is not reasonable in relation to the development and preservation of business and is an unfair and deceptive act or practice and an unfair method of competition in the conduct of trade or commerce in violation of RCW 19.86.020. Standing to bring an action to enforce RCW 19.86.020 for violation of this section lies solely with the attorney general. Remedies provided by chapter 19.86 RCW are cumulative and not exclusive.

~~((12))~~ (13)(a) In any action brought under this section, the state is entitled to recover, in addition to other relief, the costs of investigation, expert witness fees, costs of the action, and reasonable attorneys' fees.

(b) If a court determines that a person has violated this section, the court shall order any profits, gain, gross receipts, or other benefit from the violation to be disgorged and paid to the state treasurer for deposit in the general fund.

~~((13))~~ (14) Unless otherwise expressly provided, the penalties or remedies, or both, under this section are in addition to any other penalties and remedies available under any other law of this state.

~~((14))~~ (15) A licensee who violates this section is subject to license suspension or revocation by the board.

~~((15))~~ (16) The board may adopt by rule additional requirements for mail or internet sales.

~~((16))~~ (17) The board must not adopt rules prohibiting internet sales.

Part III

Tribal Compacting

Sec. 301. RCW 43.06.450 and 2001 c 235 s 1 are each amended to read as follows:

The legislature intends to further the government-to-government relationship between the state of Washington and Indians in the state of Washington by authorizing the governor to enter into contracts concerning the sale of cigarettes and vapor products. The legislature finds that these cigarette tax and vapor product tax contracts will provide a means to promote economic development, provide needed revenues for tribal governments and Indian persons, and enhance enforcement of the state's cigarette tax ~~((law))~~ and vapor product tax, ultimately saving the state money and reducing conflict. In addition, it is the intent of the legislature that the negotiations and the ensuing contracts ~~((shall))~~ have no impact on the state's share of the proceeds under the master settlement agreement entered into on November 23, 1998, by the state. Chapter 235, Laws of 2001 ~~((does))~~ and this act do not constitute a grant of taxing authority to any Indian tribe nor ~~((does it))~~ do they provide precedent for the taxation of non-Indians on fee land.

NEW SECTION. **Sec. 302.** A new section is added to chapter 43.06 RCW to read as follows:

(1) The governor may enter into vapor product tax contracts concerning the sale of vapor products. All vapor product tax contracts must meet the requirements for vapor product tax contracts under this section.

(2) Vapor product tax contracts must be in regard to retail sales in which Indian retailers make delivery and physical transfer of possession of the vapor products from the seller to the buyer within Indian country, and are not in regard to transactions by non-Indian retailers. In addition, contracts may address the legal age of sale for vapor products pursuant to section 11, chapter 15, Laws of 2019.

(3) A vapor product tax contract with a tribe must provide for a tribal vapor product tax in lieu of all state vapor product taxes and state and local sales and use taxes on sales of vapor products in Indian country by Indian retailers. The tribe may allow an exemption for sales to tribal members.

(4) Vapor product tax contracts must provide that retailers must purchase vapor products only from:

(a) Wholesalers or manufacturers licensed to do business in the state of Washington;

(b) Out-of-state wholesalers or manufacturers who, although not licensed to do business in the state of Washington, agree to comply with the terms of the vapor product tax contract, are certified to the state as having so agreed, and do in fact so comply. However, the state may in its sole discretion exercise its administrative and enforcement powers over such wholesalers or manufacturers to the extent permitted by law;

(c) A tribal wholesaler that purchases only from a wholesaler or manufacturer described in (a), (b), or (d) of this subsection; and

(d) A tribal manufacturer.

(5) Vapor product tax contracts must be for renewable periods of no more than eight years.

(6) Vapor product tax contracts must include provisions for compliance, such as transport and notice requirements, inspection procedures, recordkeeping, and audit requirements.

(7) Tax revenue retained by a tribe must be used for essential government services. Use of tax revenue for subsidization of vapor products and food retailers is prohibited.

(8) The vapor product tax contract may include provisions to resolve disputes using a nonjudicial process, such as mediation.

(9) The governor may delegate the power to negotiate vapor product tax contracts to the department of revenue. The department of revenue must consult with the liquor and cannabis board during the negotiations.

(10) Information received by the state or open to state review under the terms of a contract is subject to the provisions of RCW 82.32.330.

(11) It is the intent of the legislature that the liquor and cannabis board and the department of revenue continue the division of duties and shared authority under chapter 82.-- RCW (the new chapter created in section 408 of this act) and therefore the liquor and cannabis board is responsible for enforcement activities that come under the terms of chapter 82.--- RCW (the new chapter created in section 408 of this act).

(12) Each vapor product tax contract must include a procedure for notifying the other party that a violation has occurred, a procedure for establishing whether a violation has in fact occurred, an opportunity to correct such violation, and a provision providing for termination of the contract should the violation fail to be resolved through this process, such termination subject to mediation should the terms of the contract so allow. A contract must provide for termination of the contract if resolution of a dispute does not occur within twenty-four months from the time notification of a violation has occurred. Intervening violations do not extend this time period. In addition, the contract must include provisions delineating the respective roles and responsibilities of the tribe, the department of revenue, and the liquor and cannabis board.

(13) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Essential government services" means services such as tribal administration, public facilities, fire, police, public health, education, job services, sewer, water, environmental and land use, transportation, utility services, and economic development.

(b) "Indian country" has the same meaning as provided in RCW 82.24.010.

(c) "Indian retailer" or "retailer" means:

(i) A retailer wholly owned and operated by an Indian tribe;

(ii) A business wholly owned and operated by a tribal member and licensed by the tribe; or

(iii) A business owned and operated by the Indian person or persons in whose name the land is held in trust.

(d) "Indian tribe" or "tribe" means a federally recognized Indian tribe located within the geographical boundaries of the state of Washington.

(e) "Vapor products" has the same meaning as provided in section 101 of this act.

NEW SECTION. Sec. 303. A new section is added to chapter 43.06 RCW to read as follows:

(1) The governor is authorized to enter into vapor product tax contracts with federally recognized Indian tribes located within the geographical boundaries of the state of Washington. Each contract adopted under this section must provide that the tribal vapor product tax rate be one hundred percent of the state vapor product tax and state and local sales and use taxes. The tribal vapor product tax is in lieu of the state vapor product tax and state and local sales and use taxes, as provided in section 302(3) of this act.

(2) A vapor product tax contract under this section is subject to section 302 of this act and is separate from a cigarette tax contract subject to RCW 43.06.455 or 43.06.466.

NEW SECTION. Sec. 304. A new section is added to chapter 43.06 RCW to read as follows:

(1) The governor may enter into a vapor product tax agreement with the Puyallup Tribe of Indians concerning the sale of vapor products, subject to the limitations in this section. The legislature intends to address the uniqueness of the Puyallup Indian reservation and its selling environment through pricing and compliance strategies, rather than through the imposition of equivalent taxes. The governor may delegate the authority to negotiate a vapor product tax agreement with the Puyallup Tribe to the department of revenue. The department of revenue must consult with the liquor and cannabis board during the negotiations. An agreement under this section is separate from an agreement under RCW 43.06.465.

(2) Any agreement must require the tribe to impose a tribal vapor product tax with a tax rate that is ninety percent of the state vapor product tax. This tribal tax is in lieu of the combined state and local sales and use taxes and the state vapor product tax, and as such these state taxes are not imposed during the term of the agreement on any transaction governed by the agreement. The tribal vapor product tax must increase or decrease at the time of any increase or decrease in the state vapor product tax so as to remain at a level that is ninety percent of the rate of the state vapor product tax.

(3) The agreement must include a provision requiring the tribe to transmit thirty percent of the tribal tax revenue on all vapor products sales to the state. The funds must be transmitted to the state treasurer on a quarterly basis for deposit by the state treasurer into the general fund. The remaining tribal tax revenue must be used for essential

government services, as that term is defined in section 302 of this act.

(4) The agreement is limited to retail sales in which Indian retailers make delivery and physical transfer of possession of the vapor products from the seller to the buyer within Indian country, and are not in regard to transactions by non-Indian retailers. In addition, agreements may address the legal age of sale for vapor products pursuant to section 11, chapter 15, Laws of 2019.

(5)(a) The agreement must include a provision to price and sell the vapor products so that the retail selling price is not less than the price paid by the retailer for the vapor products.

(b) The tribal tax is in addition to the retail selling price.

(c) The agreement must include a provision to assure the price paid to the retailer includes the tribal tax.

(d) If the tribe is acting as a distributor to tribal retailers, the retail selling price must not be less than the price the tribe paid for such vapor products plus the tribal tax.

(6)(a) The agreement must include provisions regarding enforcement and compliance by the tribe in regard to enrolled tribal members who sell vapor products and must describe the individual and joint responsibilities of the tribe, the department of revenue, and the liquor and cannabis board.

(b) The agreement must include provisions for tax administration and compliance, such as transport and notice requirements, inspection procedures, recordkeeping, and audit requirements.

(c) The agreement must include provisions for sharing of information among the tribe, the department of revenue, and the liquor and cannabis board.

(7) The agreement must provide that retailers must purchase vapor products only from distributors or manufacturers licensed to do business in the state of Washington.

(8) The agreement must be for a renewable period of no more than eight years.

(9) The agreement must include provisions to resolve disputes using a nonjudicial process, such as mediation, and must include a dispute resolution protocol. The protocol must include a procedure for notifying the other party that a violation has occurred, a procedure for establishing whether a violation has in fact occurred, an opportunity to correct such violation, and a provision providing for termination of the agreement should the violation fail to be resolved through this process, such termination subject to mediation should the terms of the agreement so allow. An agreement must provide for termination of the agreement if resolution of a dispute does not occur within twenty-four months from the time notification of a violation has occurred. Intervening violations do not extend this time period.

(10) Information received by the state or open to state review under the terms of an agreement is subject to RCW 82.32.330.

(11) It is the intent of the legislature that the liquor and cannabis board and the department of revenue continue the division of duties and shared authority under chapter 82.-- RCW (the new chapter created in section 408 of this act).

(12) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Indian country" has the same meaning as provided in RCW 82.24.010.

(b) "Indian retailer" or "retailer" means:

(i) A retailer wholly owned and operated by an Indian tribe; or

(ii) A business wholly owned and operated by an enrolled tribal member and licensed by the tribe.

(c) "Indian tribe" or "tribe" means the Puyallup Tribe of Indians, which is a federally recognized Indian tribe located within the geographical boundaries of the state of Washington.

(d) "Vapor products" has the same meaning as provided in section 101 of this act.

NEW SECTION. Sec. 305. A new section is added to chapter 82.08 RCW to read as follows:

(1) The tax levied by RCW 82.08.020 does not apply to sales of vapor products by an Indian retailer during the effective period of a vapor product tax contract subject to section 303 of this act or a vapor product tax agreement under section 304 of this act.

(2) The definitions in section 302 of this act apply to this section.

NEW SECTION. Sec. 306. A new section is added to chapter 82.12 RCW to read as follows:

(1) The provisions of this chapter do not apply in respect to the use of vapor products sold by an Indian retailer during the effective period of a vapor product tax contract subject to section 303 of this act or a vapor product tax agreement under section 304 of this act.

(2) The definitions in section 302 of this act apply to this section.

Sec. 307. 2019 c 15 s 11 (uncodified) is amended to read as follows:

In recognition of the sovereign authority of tribal governments, the governor may seek government-to-government consultations with federally recognized Indian tribes regarding raising the minimum legal age of sale in compacts entered into pursuant to RCW 43.06.455, 43.06.465, (~~and~~) 43.06.466, and sections 302 through 304 of this act. The office of the governor shall report to the appropriate committees of the legislature regarding the status of such consultations no later than December 1, 2020.

Part IV

Miscellaneous Provisions

NEW SECTION. Sec. 401. A new section is added to chapter 82.32 RCW to read as follows:

(1) By October 15, 2020, and by each October 15th thereafter, the department must estimate any increase in state general fund revenue collections for the immediately preceding fiscal year resulting from the taxes imposed in chapter . . ., Laws of 2019 (this act). The department must promptly notify the state treasurer of these estimated amounts.

(2) Beginning November 1, 2020, and by each November 1st thereafter, the state treasurer must transfer from the general fund the estimated amount determined by the department under subsection (1) of this section for the immediately preceding fiscal year as follows:

(a) Fifty percent into the Andy Hill cancer research endowment fund match transfer account created in RCW 43.348.080; and

(b) Fifty percent into the foundational public health services account created in section 103 of this act.

(3) The department may not make any adjustments to an estimate under subsection (1) of this section after the state treasurer makes the corresponding distribution under subsection (2) of this section based on the department's estimate.

NEW SECTION. Sec. 402. RCW 43.348.900 (Expiration of chapter) and 2015 3rd sp.s. c 34 s 10 are each repealed.

Sec. 403. RCW 43.348.080 and 2018 c 4 s 8 are each amended to read as follows:

(1) The Andy Hill cancer research endowment fund match transfer account is created in the custody of the ~~((state treasurer as a nonappropriated account to be used solely and exclusively for the program created in RCW 43.348.040. The purpose of the account is to provide matching funds for the fund and administrative costs. Expenditures to fund or reimburse the program administrator are not subject to the requirements of subsection (4) of this section.~~

~~(2) Revenues to the account must consist of deposits into the account, legislative appropriations, and any gifts, grants, or donations received by the department for this purpose.))~~ state treasury to be used solely and exclusively for the program created in RCW 43.348.040. Moneys in the account may be spent only after appropriation. The purpose of the account is to provide matching funds for the fund and administrative costs. Expenditures to fund or reimburse the program administrator are not subject to the requirements of subsection (4) of this section.

~~((3))~~ (2) The legislature must appropriate a state match, up to a maximum of ten million dollars annually, beginning July 1, 2016, and each July 1st following the end of the fiscal year from tax collections and penalties generated from enforcement of state taxes on cigarettes and other tobacco products by the state liquor and cannabis board

or other federal, state or local law or tax enforcement agency, as determined by the department of revenue. Tax collections include any cigarette tax, other tobacco product tax, and retail sales and use tax. Any amounts deposited into this account from the tax imposed under section 102 of this act in excess of the cap provided in this subsection must be deposited into the foundational public health services account created in section 103 of this act.

~~((4) Expenditures, in the form of matching funds, from the account may be made only upon receipt of proof from the program administrator of nonstate or private contributions to the fund for the program. Expenditures, in the form of matching funds, may not exceed the total amount of nonstate or private contributions.~~

~~(5) Only the director of the department or the director's designee may authorize expenditures from the Andy Hill cancer research endowment fund match transfer account. Such authorization must be made as soon as practicable following receipt of proof as required under subsection (4) of this section.~~

~~(6) The department must enter into an appropriate agreement with the program administrator to demonstrate exchange of consideration for the matching funds.))~~

(3) Revenues to the account must consist of deposits into the account, taxes imposed on vapor products under section 102 of this act, legislative appropriations, and any gifts, grants, or donations received by the department for this purpose.

(4) Each fiscal biennium, the legislature must appropriate to the department of commerce such amounts as estimated to be the balance of the account to provide state matching funds.

(5) Expenditures, in the form of matching funds, from the account may be made only upon receipt of proof from the program administrator of nonstate or private contributions to the fund for the program. Expenditures, in the form of matching funds, may not exceed the total amount of nonstate or private contributions.

(6) The department must enter into an appropriate agreement with the program administrator to demonstrate exchange of consideration for the matching funds.

Sec. 404. RCW 82.26.020 and 2010 1st sp.s. c 22 s 5 are each amended to read as follows:

(1) There is levied and collected a tax upon the sale, handling, or distribution of all tobacco products in this state at the following rate:

(a) For cigars except little cigars, ninety-five percent of the taxable sales price of cigars, not to exceed sixty-five cents per cigar;

(b) For all tobacco products except those covered under separate provisions of this subsection, ninety-five percent of the taxable sales price. The tax imposed on a product under this subsection must be reduced by fifty percent if that same product is issued a modified risk tobacco product order by the secretary of the United States department of health and human services pursuant to Title

21 U.S.C. Sec. 387k(g)(1), or by twenty-five percent if that same product is issued a modified risk tobacco product order by the secretary of the United States department of health and human services pursuant to Title 21 U.S.C. Sec. 387k(g)(2). The tax reduction applies during the period the modified risk tobacco product order is in effect;

(c) For moist snuff, as established in this subsection (1)(c) and computed on the net weight listed by the manufacturer:

(i) On each single unit consumer-sized can or package whose net weight is one and two-tenths ounces or less, a rate per single unit that is equal to the greater of 2.526 dollars or eighty-three and one-half percent of the cigarette tax under chapter 82.24 RCW multiplied by twenty; or

(ii) On each single unit consumer-sized can or package whose net weight is more than one and two-tenths ounces, a proportionate tax at the rate established in (c)(i) of this subsection (1) on each ounce or fractional part of an ounce; and

(d) For little cigars, an amount per cigar equal to the cigarette tax under chapter 82.24 RCW.

(2) Taxes under this section must be imposed at the time the distributor (a) brings, or causes to be brought, into this state from without the state tobacco products for sale, (b) makes, manufactures, fabricates, or stores tobacco products in this state for sale in this state, (c) ships or transports tobacco products to retailers in this state, to be sold by those retailers, or (d) handles for sale any tobacco products that are within this state but upon which tax has not been imposed.

(3) The moneys collected under this section must be deposited into the state general fund.

NEW SECTION. Sec. 405. The provisions of RCW 82.32.805 and 82.32.808 do not apply to this act.

NEW SECTION. Sec. 406. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 407. If any part of this act is found to be in conflict with federal requirements that are a prescribed condition to the allocation of federal funds to the state, the conflicting part of this act is inoperative solely to the extent of the conflict and with respect to the agencies directly affected, and this finding does not affect the operation of the remainder of this act in its application to the agencies concerned. Rules adopted under this act must meet federal requirements that are a necessary condition to the receipt of federal funds by the state.

NEW SECTION. Sec. 408. Part I of this act constitutes a new chapter in Title 82 RCW.

NEW SECTION. Sec. 409. This act takes effect October 1, 2019."

On page 44, beginning on line 2, strike all material through "date." on line 11 and insert the following:

"On page 1, line 2 of the title, after "products;" strike the remainder of the title and insert "amending RCW 66.08.145, 66.44.010, 82.24.510, 82.24.550, 82.26.060, 82.26.080, 82.26.150, 82.26.220, 82.32.300, 70.345.010, 70.345.030, 70.345.090, 43.06.450, 43.348.080, and 82.26.020; adding new sections to chapter 43.06 RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; adding a new section to chapter 82.32 RCW; adding a new chapter to Title 82 RCW; creating new sections; repealing RCW 43.348.900; prescribing penalties; and providing an effective date."

and the same is herewith transmitted.

Brad Hendrickson, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1873 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representative Pollet spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1873, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1873, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 56; Nays, 42; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Callan, Chandler, Chapman, Chopp, Davis, Doglio, Dolan, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Harris, Hudgins, Jinkins, Kilduff, Lekanoff, Lovick, Macri, Mead, Morgan, Morris, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramos, Reeves, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Smith, Springer, Stanford, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen and Wylie.

Voting nay: Representatives Barkis, Boehnke, Caldier, Chambers, Cody, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Hoff, Irwin, Jenkin, Kirby, Klippert, Kloba, Kraft, Kretz, Leavitt, MacEwen, Maycumber, McCaslin, Mosbrucker, Orcutt, Rude, Schmick, Shea, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1873, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

HOUSE INITIATIVE NO. 1000
 SUBSTITUTE HOUSE BILL NO. 1101
 SUBSTITUTE HOUSE BILL NO. 1102
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1160
 SUBSTITUTE HOUSE BILL NO. 1170
 HOUSE BILL NO. 1190
 SUBSTITUTE HOUSE BILL NO. 1326
 SUBSTITUTE HOUSE BILL NO. 1406
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1768
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1839
 ENGROSSED SECOND SUBSTITUTE HOUSE
 BILL NO. 1873
 ENGROSSED HOUSE BILL NO. 2020
 ENGROSSED SECOND SUBSTITUTE HOUSE
 BILL NO. 2042
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2140
 ENGROSSED SECOND SUBSTITUTE HOUSE
 BILL NO. 2158
 SUBSTITUTE HOUSE BILL NO. 2159
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2161
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2163
 SUBSTITUTE HOUSE BILL NO. 2167
 SUBSTITUTE HOUSE BILL NO. 2168
 SUBSTITUTE SENATE BILL NO. 5025
 ENGROSSED SECOND SUBSTITUTE SENATE
 BILL NO. 5091
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 5160
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 5183
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 SUBSTITUTE SENATE BILL NO. 5362
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 5526
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 SUBSTITUTE SENATE BILL NO. 5668
 SUBSTITUTE SENATE BILL NO. 5695
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 5825
 SENATE BILL NO. 5881
 SUBSTITUTE SENATE BILL NO. 5883
 SUBSTITUTE SENATE BILL NO. 5894
 ENGROSSED SENATE BILL NO. 5937
 SUBSTITUTE SENATE BILL NO. 5955
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 5993
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 5997
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 5998
 ENGROSSED SUBSTITUTE SENATE BILL NO.
 6004
 ENGROSSED SENATE BILL NO. 6016
 SENATE CONCURRENT RESOLUTION NO. 8406

The Speaker called upon Representative Orwall to
 preside.

RESOLUTION

**HOUSE RESOLUTION NO. 2019-4642, by
 Representatives Sullivan and Kretz**

WHEREAS, It is necessary to provide for the continuation of the work of the House of Representatives after its adjournment and during the interim periods between legislative sessions;

NOW, THEREFORE, BE IT RESOLVED, That the Executive Rules Committee is hereby created by this resolution and shall consist of three members of the majority caucus and two members of the minority caucus, to be named by the Speaker of the House of Representatives and Minority Leader respectively; and

BE IT FURTHER RESOLVED, That the Executive Rules Committee may assign subject matters, bills, memorials, and resolutions to authorized committees of the House of Representatives for study during the interim, and the Speaker of the House of Representatives may create special and select committees as may be necessary to carry out the functions, including interim studies, of the House of Representatives in an orderly manner and shall appoint members to such committees with the approval of the Executive Rules Committee; and

BE IT FURTHER RESOLVED, That, during the interim, the schedules, agendas, and locations for all meetings of any legislative task force, committee, or subcommittee shall be approved by the Executive Rules Committee, and those task forces, committees, or subcommittees may conduct hearings and scheduling without a quorum being present; and

BE IT FURTHER RESOLVED, That, during the interim, authorized committees have the power of subpoena, the power to administer oaths, and the power to issue commissions for the examination of witnesses in accordance with chapter 44.16 RCW if and when specifically authorized by the Executive Rules Committee for specific purposes and specific subjects; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall complete the work of the 2019 Regular Session of the Sixty-Sixth Legislature during interim periods, and all details that arise therefrom, including the editing, indexing, and publishing of the journal of the House of Representatives; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall make the necessary inventory of furnishings, fixtures, and supplies; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives may approve vouchers of the members of the House of Representatives, covering expenses incurred during the interim for official business of the Legislature in accordance with policies set by the Executive Rules Committee, at the per diem rate provided by law and established by the Executive Rules Committee,

for each day or major portion of a day, plus mileage at the rate provided by law and established by the Executive Rules Committee; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall, during the interim, and as authorized by the Speaker of the House of Representatives, retain or hire any necessary employees and order necessary supplies, equipment, and printing to enable the House of Representatives to carry out its work promptly and efficiently, and accept committee reports, committee bills, prefiled bills, memorials, and resolutions as directed by the Rules of the House of Representatives; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall have authority to carry out the directions of the Executive Rules Committee regarding the authorization and execution of any personal services contracts or subcontracts that necessitate the expenditure of House of Representatives appropriations; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall execute the necessary vouchers upon which warrants are drawn for all legislative expenses and expenditures of the House of Representatives; and

BE IT FURTHER RESOLVED, That members and employees of the Legislature be reimbursed for expenses incurred in attending authorized conferences and meetings at the rate provided by law and established by the Executive Rules Committee, plus mileage to and from the conferences and meetings at the rate provided by law and established by the Executive Rules Committee, which reimbursement shall be paid on vouchers from any appropriation made to the House of Representatives for legislative expenses; and

BE IT FURTHER RESOLVED, That, during the interim, the use of the House of Representatives Chamber, any of its committee rooms, or any of the furniture or furnishings in them is permitted upon such terms and conditions as the Chief Clerk of the House of Representatives shall deem appropriate; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives may express the sympathy of the House of Representatives by sending flowers and correspondence when the necessity arises; and

BE IT FURTHER RESOLVED, That this Resolution applies throughout the interim between sessions of the Sixty-Sixth Legislature, as well as any committee assembly.

There being no objection, HOUSE RESOLUTION NO. 4642 was adopted.

There being no objection, the House reverted to the third order of business.

MESSAGE FROM THE SENATE

April 28, 2019

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1109,
SUBSTITUTE HOUSE BILL NO. 1326,
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1873,
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2042,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2140,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2163,
SUBSTITUTE HOUSE BILL NO. 2167,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

April 28, 2019

MR. SPEAKER:

The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 8409,
SENATE CONCURRENT RESOLUTION NO. 8410,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

There being no objection, the House advanced to the fourth order of business.

THIRD SUPPLEMENTAL INTRODUCTION & FIRST READING

SCR 8409 by Senators Liias and Short

Returning bills to their house of origin.

SCR 8410 by Senators Liias and Short

Adjourning SINE DIE.

There being no objection, SENATE CONCURRENT RESOLUTION NO. 8409 and SENATE CONCURRENT RESOLUTION NO. 8410 were read the first time, and under suspension of the rules were placed on the second reading calendar.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

SENATE CONCURRENT RESOLUTION NO. 8409, by Senators Liias and Short

Returning bills to their house of origin.

The concurrent resolution was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the concurrent resolution was placed on final passage.

There being no objection, SENATE CONCURRENT RESOLUTION NO. 8409 was adopted.

SENATE CONCURRENT RESOLUTION NO. 8410, by Senators Lias and Short

Adjourning SINE DIE.

The concurrent resolution was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the concurrent resolution was placed on final passage.

There being no objection, SENATE CONCURRENT RESOLUTION NO. 8410 was adopted.

With the consent of the House, SENATE CONCURRENT RESOLUTION NO. 8409 and SENATE CONCURRENT RESOLUTION NO. 8410 were immediately transmitted to the Senate.

There being no objection, the House reverted to the third order of business.

MESSAGE FROM THE SENATE

April 28, 2019

MR. SPEAKER:

The President has signed:

- ENGROSSED SUBSTITUTE SENATE BILL NO. 5313,
- SUBSTITUTE SENATE BILL NO. 5370,
- SENATE BILL NO. 6025,
- SENATE CONCURRENT RESOLUTION NO. 8409,
- SENATE CONCURRENT RESOLUTION NO. 8410,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

- ENGROSSED SUBSTITUTE SENATE BILL NO. 5313
- SUBSTITUTE SENATE BILL NO. 5370
- SENATE BILL NO. 6025

SENATE CONCURRENT RESOLUTION NO. 8409
SENATE CONCURRENT RESOLUTION NO. 8410

The Speaker called upon Representative Orwall to preside.

MESSAGE FROM THE SENATE

April 28, 2019

MR. SPEAKER:

Under the provisions of SENATE CONCURRENT RESOLUTION NO. 8409, the following House Bills were returned to the House of Representatives:

- SUBSTITUTE HOUSE BILL NO. 1002,
- SUBSTITUTE HOUSE BILL NO. 1009,
- SUBSTITUTE HOUSE BILL NO. 1028,
- ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1033,
- SECOND SUBSTITUTE HOUSE BILL NO. 1039,
- ENGROSSED HOUSE BILL NO. 1056,
- ENGROSSED HOUSE BILL NO. 1058,
- HOUSE BILL NO. 1061,
- HOUSE BILL NO. 1079,
- SUBSTITUTE HOUSE BILL NO. 1082,
- HOUSE BILL NO. 1089,
- SUBSTITUTE HOUSE BILL NO. 1100,
- ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1110,
- HOUSE BILL NO. 1120,
- SUBSTITUTE HOUSE BILL NO. 1158,
- SUBSTITUTE HOUSE BILL NO. 1168,
- ENGROSSED HOUSE BILL NO. 1169,
- HOUSE BILL NO. 1187,
- SUBSTITUTE HOUSE BILL NO. 1189,
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 1207,
- HOUSE BILL NO. 1212,
- HOUSE BILL NO. 1220,
- SUBSTITUTE HOUSE BILL NO. 1231,
- SUBSTITUTE HOUSE BILL NO. 1244,
- SUBSTITUTE HOUSE BILL NO. 1251,
- HOUSE BILL NO. 1255,
- SUBSTITUTE HOUSE BILL NO. 1264,
- SECOND SUBSTITUTE HOUSE BILL NO. 1272,
- HOUSE BILL NO. 1278,
- HOUSE BILL NO. 1279,
- HOUSE BILL NO. 1285,
- ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1296,
- SECOND SUBSTITUTE HOUSE BILL NO. 1304,
- HOUSE BILL NO. 1305,
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 1308,
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 1332,
- HOUSE BILL NO. 1335,
- HOUSE BILL NO. 1341,
- HOUSE BILL NO. 1368,
- SUBSTITUTE HOUSE BILL NO. 1383,

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HOUSE BILL NO. 1413,
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HOUSE BILL NO. 1441,
ENGROSSED SUBSTITUTE HOUSE BILL NO.
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THIRD SUBSTITUTE HOUSE BILL NO. 1498,
SUBSTITUTE HOUSE BILL NO. 1520,
ENGROSSED SECOND SUBSTITUTE HOUSE
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SUBSTITUTE HOUSE BILL NO. 1529,
HOUSE BILL NO. 1548,
ENGROSSED SUBSTITUTE HOUSE BILL NO.
1565,
SUBSTITUTE HOUSE BILL NO. 1576,
SECOND SUBSTITUTE HOUSE BILL NO. 1580,
HOUSE BILL NO. 1583,
SUBSTITUTE HOUSE BILL NO. 1595,
ENGROSSED SUBSTITUTE HOUSE BILL NO.
1622,
SUBSTITUTE HOUSE BILL NO. 1633,
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BILL NO. 1660,
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SECOND SUBSTITUTE HOUSE BILL NO. 1776,
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HOUSE BILL NO. 2085,
SUBSTITUTE HOUSE BILL NO. 2108,
HOUSE BILL NO. 2110,
HOUSE BILL NO. 2129,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

MOTIONS

On motion of Representative Sullivan, the reading of the Journal of the 105th Day of the 2019 Regular Session of the 66th Legislature was dispensed with and ordered to stand approved.

On motion of Representative Sullivan, the 2019 Regular Session of the 66th Legislature was adjourned SINE DIE.

FRANK CHOPP, Speaker

BERNARD DEAN, Chief Clerk

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Sixty Sixth Legislature
2019 Regular Session

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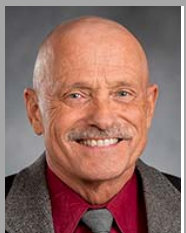
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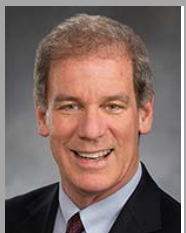
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WASHINGTON STATE HOUSE OF REPRESENTATIVES

2019 ROSTER OF MEMBERS



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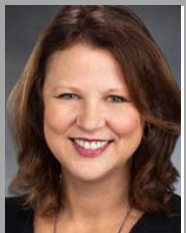
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WASHINGTON STATE HOUSE OF REPRESENTATIVES 2019 ROSTER OF MEMBERS



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Legislative Assistant:

BILLS, MEMORIALS AND RESOLUTIONS PASSED

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2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
Intiative 940	C 1 L 19	Law enforcement	12/4/2018 *	
Intiative 1000	C 160 L 19	Affirmative action	7/28/2019	
HB 1001	C 16 L 19	Service contract providers	7/28/2019	
HB 1011	C 17 L 19	Working forests/real estate	7/28/2019	
SHB 1012	C 59 L 19	Child passenger restraint	1/1/2020	
HB 1014	C 60 L 19	Motorcycle operators	7/28/2019	
HB 1016	C 250 L 19	Sexual assault kit notice	7/28/2019	
HB 1020	C 22 L 19	County road admin. board	7/28/2019	
HB 1026	C 199 L 19	Breed-based dog regulations	1/1/2020	
SHB 1034	C 61 L 19	Restaurant soju endorsement	7/28/2019	
SHB 1041	C 331 L 19	Certificates of discharge	7/28/2019	
2SHB 1048	C 251 L 19	Small claims court judgments	7/28/2019	
SHB 1049	C 62 L 19	Health care whistleblowers	7/28/2019	
HB 1055	C 18 L 19	No-contact orders/arrest	7/28/2019	
2SHB 1059	C 63 L 19	B&O return filing due date	7/28/2019	
HB 1062	C 200 L 19	Commercial fishing access	7/28/2019	
SHB 1064	C 4 L 19	Law enforcement	2/4/2019	
2SHB 1065	C 427 L 19	Out-of-network health care	7/28/2019*	
HB 1066	C 201 L 19	Debt collection complaints	7/28/2019	
HB 1070	C 202 L 19	Natural gas tax treatment	7/28/2019	
SHB 1071	C 241 L 19	Personal information	3/1/2020	Partial Veto
EHB 1074	C 15 L 19	Tobacco & vapor products/age	1/1/2020	
SHB 1075	C 253 L 19	Consumer comp grp insurance	7/1/2020	
SHB 1083	C 254 L 19	Off-street parking, sale of	7/28/2019	
2SHB 1087	C 363 L 19	Long-term services & support	7/28/2019	
SHB 1091	C 64 L 19	Technical corrections	7/28/2019	
HB 1092	C 198 L 19	Metro. park district comm'rs	7/28/2019	
ESHB 1094	C 203 L 19	Medical marijuana renewals	7/28/2019	
SHB 1095	C 204 L 19	Medical marijuana/students	7/28/2019	
ESHB 1099	C 11 L 19	Health network adequacy	7/28/2019	
SHB 1101	C 414 L 19	State gen. obligation bonds	5/21/2019	
SHB 1102	C 413 L 19	Capital budget 2019-2021	5/21/2019	Partial Veto
E2SHB 1105	C 332 L 19	Home foreclosure/taxes	1/1/2020	
ESHB 1107	C 361 L 19	Nonprofit homeownership dev.	7/28/2019	
ESHB 1109	C 415 L 19	Operating budget	5/21/2019*	Partial Veto
E2SHB 1112	C 284 L 19	Hydrofluorocarbon emissions	7/28/2019	
E2SHB 1114	C 255 L 19	Food waste reduction	7/28/2019	
SHB 1116	C 65 L 19	Motorcycle safety	1/1/2020	
EHB 1126	C 205 L 19	Distributed energy	7/28/2019	
ESHB 1130	C 256 L 19	Pub. school language access	7/28/2019	
HB 1133	C 257 L 19	Apiarist liability	7/28/2019	
HB 1137	C 66 L 19	Nat guard pay/wildland fires	7/28/2019	
ESHB 1138	C 23 L 19	Tenancy termination/military	7/28/2019	
E2SHB 1139	C 295 L 19	Educator workforce supply	5/8/2019	Partial Veto
HB 1146	C 206 L 19	Christmas tree growers	7/28/2019	
HB 1147	C 207 L 19	First informer broadcasters	7/28/2019	
SHB 1148	C 67 L 19	Architect registration	7/28/2019	

BILLS, MEMORIALS AND RESOLUTIONS PASSED

2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
HB 1149	C 258 L 19	Sex. assault protect. orders	7/28/2019	
SHB 1151	C 208 L 19	Education reporting	7/28/2019	
SHB 1155	C 296 L 19	Health care employees	1/1/2020	
ESHB 1160	C 416 L 19	Transportation budget	5/21/2019**	Partial Veto
2SHB 1166	C 93 L 19	Sexual assault	7/28/2019*	
SHB 1170	C 259 L 19	Fire service mobilization	7/1/2019	
EHB 1175	C 209 L 19	Health care decisions	7/28/2019	Partial Veto
HB 1176	C 442 L 19	Businesses & professions	7/28/2019	
HB 1177	C 68 L 19	Dental laboratories	7/28/2019	
SHB 1195	C 428 L 19	Campaign finance	5/21/2019*	Partial Veto
SHB 1196	C 297 L 19	Perm. daylight saving time	7/28/2019**	
SHB 1197	C 210 L 19	Gold star license plates	7/28/2019	
SHB 1198	C 69 L 19	Health prv misconduct notice	10/1/2019	
SHB 1199	C 70 L 19	Health care/disability	1/1/2020	
HB 1208	C 71 L 19	Public accounting services	7/28/2019*	
SHB 1210	C 72 L 19	School enrollment/military	7/28/2019	
2SHB 1216	C 333 L 19	School safety & well-being	7/28/2019	
EHB 1219	C 73 L 19	Real estate taxes/housing	7/28/2019	Partial Veto
E2SHB 1224	C 334 L 19	Rx drug cost transparency	7/28/2019	
SHB 1225	C 367 L 19	Domestic violence/law enf.	7/28/2019	
SHB 1239	C 162 L 19	Pub. hospital board meetings	7/28/2019	
HB 1247	C 19 L 19	State credit union act	7/28/2019	
HB 1252	C 211 L 19	Business entities/crime	7/28/2019	
SHB 1254	C 94 L 19	Vehicle regist./marine cargo	7/28/2019	
E3SHB 1257	C 285 L 19	Energy efficiency	7/28/2019	
SHB 1284	C 163 L 19	Treasurer invest. portfolios	7/28/2019	Partial Veto
SHB 1290	C 95 L 19	Voluntary cleanups/haz waste	7/28/2019	
SHB 1295	C 212 L 19	Public works contracting	7/28/2019	
SHB 1298	C 96 L 19	Weights and measures program	7/1/2019	
HB 1301	C 335 L 19	Arenas/leasehold excise tax	1/1/2020	
SHB 1302	C 213 L 19	Gambling self-exclusion	7/28/2019	
2SHB 1303	C 97 L 19	Child care/higher education	7/28/2019	
E2SHB 1311	C 298 L 19	College bound scholarship	7/28/2019	
HB 1318	C 240 L 19	Capital budget/public art	7/28/2019	
E3SHB 1324	C 336 L 19	Rural development, zones	7/28/2019	Partial Veto
ESHB 1325	C 214 L 19	Personal delivery devices	9/1/2019	
SHB 1326	C 443 L 19	DNA sample collection	7/28/2019	
ESHB 1329	C 215 L 19	Office of pub. guardianship	7/28/2019	
2SHB 1344	C 368 L 19	Child care access work group	7/28/2019	
HB 1349	C 12 L 19	Geriatric behavioral health	7/28/2019	
SHB 1350	C 216 L 19	Temporary protection orders	7/28/2019	
EHB 1354	C 217 L 19	Scan-down allowances	7/28/2019	
ESHB 1355	C 113 L 19	CTC counselor staffing	7/28/2019	
SHB 1356	C 98 L 19	Peer support group privilege	7/28/2019	
SHB 1360	C 99 L 19	Driving record abstracts	7/28/2019	
HB 1366	C 260 L 19	Comm. facilities districts	7/28/2019	
HB 1375	C 100 L 19	Port district campaign cntrb	7/28/2019	

BILLS, MEMORIALS AND RESOLUTIONS PASSED

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2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
SHB 1377	C 218 L 19	Housing dev./religious orgs.	7/28/2019	
ESHB 1379	C 261 L 19	Political comm. disclosures	7/28/2019	
HB 1380	C 219 L 19	Assault of utility worker	7/28/2019	
HB 1382	C 114 L 19	Emergency aid/prostitution	7/28/2019	
HB 1385	C 337 L 19	FDA nonpublic information	7/28/2019	
E2SHB 1391	C 369 L 19	Early achievers program	7/28/2019	Partial Veto
2SHB 1394	C 324 L 19	Behavioral health facilities	7/28/2019	
SHB 1399	C 13 L 19	Paid family & medical leave	7/28/2019	
SHB 1403	C 101 L 19	Municipal B&O tax apportion.	1/1/2020	
SHB 1406	C 338 L 19	Affordable housing/sales tax	7/28/2019	
HB 1408	C 102 L 19	Survivorship benefit options	7/28/2019	
HB 1412	C 25 L 19	Nonresident pharmacies	7/28/2019	
SHB 1415	C 220 L 19	Medical marijuana auth db	7/1/2019	
2SHB 1424	C 221 L 19	CTE course equivalencies	7/28/2019	
HB 1426	C 103 L 19	Conservation district coop.	7/28/2019	
ESHB 1428	C 222 L 19	Electricity product attrib.	7/28/2019	
HB 1429	C 115 L 19	Dairy milk assessment fee	7/28/2019	
SHB 1430	C 164 L 19	Licensing moderniz. account	6/1/2019	
HB 1431	C 26 L 19	Joint self-insurance prgs	7/28/2019	
HB 1432	C 104 L 19	Hospitals/ARNPs & PAs	7/28/2019	
SHB 1436	C 262 L 19	Snow bikes	9/1/2019	
ESHB 1440	C 105 L 19	Rent increase notices	7/28/2019	
2SHB 1444	C 286 L 19	Appliance efficiency	7/28/2019	
2SHB 1448	C 223 L 19	Veterans service officer prg	7/28/2019	
HB 1449	C 224 L 19	Public lands day	7/28/2019	
ESHB 1450	C 299 L 19	Noncompetition covenants	1/1/2020	
HB 1462	C 339 L 19	Tenant notice/demolish, etc.	7/28/2019	
EHB 1465	C 244 L 19	Pistol sales or transfers	7/1/2019	
SHB 1469	C 106 L 19	Driving/emerg. & work zones	7/28/2019	
SHB 1476	C 340 L 19	Contracts for dogs and cats	7/28/2019	
SHB 1480	C 225 L 19	Dredged material disposal	7/28/2019	
SHB 1485	C 107 L 19	Religious coordinator appt.	7/28/2019	
HB 1486	C 165 L 19	Delegation of inspection	7/28/2019	
HB 1490	C 108 L 19	Hanford workers/cancer	7/28/2019	
2SHB 1497	C 14 L 19	Foundat. public health servs	7/28/2019	
HB 1499	C 341 L 19	Public facilities/recreation	7/28/2019	
HB 1505	C 300 L 19	Child victims/sexual assault	7/28/2019	
SHB 1512	C 109 L 19	Transp. electrification	7/28/2019	
HB 1516	C 226 L 19	DFW dog training, nonlethal	7/28/2019	
E2SHB 1517	C 263 L 19	Domestic violence	7/28/19*	
2SHB 1528	C 264 L 19	Recovery support services	7/28/2019	
SHB 1531	C 227 L 19	Medical debt	7/28/2019	
SHB 1532	C 110 L 19	Domestic violence TBIs	7/28/2019	
HB 1533	C 228 L 19	D.V. resources in workplace	7/28/2019	
HB 1534	C 116 L 19	Psychiatric payments/rural	4/24/2019	
HB 1537	C 229 L 19	Sunshine committee recs.	7/28/2019	
E2SHB 1543	C 166 L 19	Recycling	7/1/2019	

BILLS, MEMORIALS AND RESOLUTIONS PASSED

2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
SHB 1545	C 167 L 19	Curing ballots	7/28/2019	
HB 1554	C 111 L 19	Dental hygienists	7/28/2019	
ESHB 1557	C 370 L 19	Liquor licenses	1/1/2020	
HB 1561	C 429 L 19	DCYF oversight board	7/28/2019	
EHB 1563	C 112 L 19	Liquor tasting/students	7/28/2019	
EHB 1564	C 301 L 19	Nursing facilities/medicaid	7/28/2019	
HB 1568	C 117 L 19	Port district worker dev.	7/28/2019	
ESHB 1569	C 265 L 19	Product degradability	7/1/2020	
SHB 1575	C 230 L 19	Collective bargaining/dues	7/28/2019	
SHB 1577	C 27 L 19	K-12 computer sci. ed. data	7/28/2019	
ESHB 1578	C 289 L 19	Oil transportation safety	7/28/2019	
2SHB 1579	C 290 L 19	Chinook abundance	7/28/2019	Partial Veto
ESHB 1582	C 342 L 19	Manuf./mobile home tenants	7/28/2019	
EHB 1584	C 118 L 19	Transp. planning orgs/tribes	8/1/2019	
SHB 1587	C 168 L 19	Fruits and vegetables access	7/28/2019	
HB 1589	C 231 L 19	Correctional emps/firearms	7/28/2019	
E2SHB 1593	C 323 L 19	UW behavioral health campus	7/28/2019	
SHB 1594	C 119 L 19	Telecommunication installat.	7/28/2019	
E2SHB 1599	C 252 L 19	High school graduation reqs.	7/28/19*	
SHB 1602	C 371 L 19	Consumer debt	7/28/2019	
2SHB 1603	C 343 L 19	Economic assistance programs	7/28/2019	
HB 1604	C 266 L 19	Childhood deafness center	7/28/2019	
SHB 1605	C 120 L 19	Foster care TBI screenings	7/28/2019	
SHB 1607	C 267 L 19	Health marketplace notices	7/28/2019	
SHB 1621	C 121 L 19	Teacher prep. skills assess.	7/28/2019	
Intiative 1634	C 2 L 19	Tax foreclosure/as-is sale	12/4/2018	
HB 1634	C 28 L 19	Tax foreclosure/as-is sale	7/28/2019	
EHB 1638	C 362 L 19	Vaccine preventable diseases	7/28/2019	Partial Veto
Intiative 1639	C 3 L 19	Vaccine preventable diseases	12/4/2018 *	
ESHB 1643	C 122 L 19	Address confid./property	7/28/2019	
E2SHB 1646	C 322 L 19	Juvenile rehab. confinement	7/28/2019	
HB 1647	C 123 L 19	Pilot rest periods	7/28/2019	
SHB 1652	C 344 L 19	Paint stewardship	7/28/2019	
HB 1657	C 124 L 19	Homeless youth services	7/28/2019	
SHB 1658	C 268 L 19	Paraeducators	7/28/2019	
ESHB 1667	C 372 L 19	Public records request admin	7/28/2019*	
2SHB 1668	C 302 L 19	Washington health corps	7/28/2019	
HB 1672	C 169 L 19	Wine recorking	7/28/2019	
HB 1673	C 125 L 19	Explosives/public record act	7/28/2019	
HB 1688	C 126 L 19	Resident student/veterans	7/28/2019	
ESHB 1692	C 373 L 19	Agency employees/harassment	7/1/2020	
ESHB 1696	C 345 L 19	Wage and salary information	7/28/2019	
EHB 1706	C 374 L 19	Subminimum wage/disabilities	7/28/2019	
2SHB 1713	C 127 L 19	Native American women	7/28/2019	
HB 1714	C 269 L 19	High school diplomas by CTC	7/28/2019	
SHB 1724	C 375 L 19	Public facilities mitigation	7/28/2019	
HB 1726	C 270 L 19	Health care prof. students	7/28/2019	

BILLS, MEMORIALS AND RESOLUTIONS PASSED

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2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
HB 1727	C 376 L 19	Gift cards	7/1/2020	
HB 1730	C 377 L 19	Payment/limitations period	7/28/2019	
ESHB 1732	C 271 L 19	Bias-based criminal offenses	7/28/2019	
SHB 1734	C 272 L 19	College in high school accr.	7/28/2019	
SHB 1739	C 243 L 19	Firearms/undetectable, etc.	7/1/2019	
SHB 1742	C 128 L 19	Juvenile offenses/depictions	7/28/2019	
HB 1743	C 29 L 19	Prevailing rate of wages	4/17/2019	
SHB 1746	C 273 L 19	Commercial office space dev.	7/28/2019	
HB 1753	C 303 L 19	Health profession fees/rules	7/28/2019	
EHB 1756	C 304 L 19	Adult entertainer safety	7/28/2019	
SHB 1764	C 30 L 19	Found property	7/28/2019	
2SHB 1767	C 378 L 19	Arrest & jail alternatives	7/28/2019	
ESHB 1768	C 444 L 19	Substance use disorder prof.	7/28/2019*	
ESHB 1772	C 170 L 19	Motorized foot scooters	7/28/2019	
EHB 1777	C 31 L 19	Surgical facilities/CON	7/28/2019	
2SHB 1784	C 305 L 19	Wildfire prevention	7/28/2019	
SHB 1786	C 245 L 19	Protection, etc. orders	7/28/2019	
EHB 1789	C 417 L 19	Vehicle service fees	7/28/2019	
HB 1792	C 379 L 19	Marijuana retailer penalties	7/28/2019	
ESHB 1794	C 380 L 19	Marijuana bus. agreements	7/28/2019	
SHB 1798	C 346 L 19	Short-term rentals	7/28/2019	
EHB 1801	C 129 L 19	Abandoned cemeteries, entry	4/24/2019	
HB 1803	C 274 L 19	Minimum school days	5/7/2019	
ESHB 1817	C 306 L 19	High hazard facilities	1/1/2020	
ESHB 1839	C 347 L 19	Arena projects/taxes	5/9/2019	
EHB 1846	C 130 L 19	Off-road vehicle moneys	7/28/2019	
ESHB 1849	C 131 L 19	Unplatted tidelands, etc.	7/28/2019	
HB 1852	C 32 L 19	Property tax refunds	7/28/2019	
SHB 1856	C 307 L 19	Scleral tattooing	7/28/2019	
SHB 1865	C 308 L 19	Acupuncture & Eastern med.	7/28/2019	
SHB 1870	C 33 L 19	Afford. care act protections	4/17/2019	
E2SHB 1873	C 445 L 19	Vapor product taxation	10/1/2019	
E2SHB 1874	C 381 L 19	Adolescent behavioral health	7/28/19*	
ESHB 1879	C 171 L 19	Rx drug utilization mngmt	7/28/2019	
2SHB 1893	C 407 L 19	Postsecondary student assist	7/28/2019	
HB 1900	C 172 L 19	Federal funding/family serv.	7/28/2019*	
HB 1901	C 173 L 19	Safety belt exe/comm vehicle	7/28/2019	
HB 1906	C 10 L 19	Dolores Huerta day	7/28/2019	
2SHB 1907	C 446 L 19	SUD treatment system	7/28/2019*	
HB 1908	C 132 L 19	Electronic authentication	7/28/2019	
SHB 1909	C 34 L 19	Industrial ins claim records	7/28/2019	
HB 1913	C 133 L 19	Occup. disease presumption	7/28/2019	
ESHB 1916	C 275 L 19	Child support services	7/28/2019	
SHB 1917	C 382 L 19	Animal traps/airports	7/28/2019	
HB 1918	C 447 L 19	Community preservation auth.	7/28/2019	
SHB 1919	C 174 L 19	Animal abuse	7/28/2019	Partial Veto
E2SHB 1923	C 348 L 19	Urban residential building	7/28/2019*	

BILLS, MEMORIALS AND RESOLUTIONS PASSED

2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
SHB 1930	C 134 L 19	Expression of breast milk	7/28/2019	
SHB 1931	C 430 L 19	Health care work violence	1/1/2020	
HB 1934	C 135 L 19	Pistol license/armed forces	7/28/2019	
SHB 1949	C 35 L 19	Firearm background checks	7/28/2019	
SHB 1953	C 175 L 19	Sno-park recreation permits	7/28/2019	
2SHB 1973	C 176 L 19	Dual enrollment scholarship	7/28/2019	
HB 1980	C 136 L 19	Federal tax lien recording	7/28/2019	
ESHB 1994	C 137 L 19	Significant transp. projects	7/28/2019	
EHB 1996	C 177 L 19	San Juan license plate	10/1/2019	
ESHB 2015	C 448 L 19	Library-archives building	7/28/2019*	
ESHB 2018	C 383 L 19	Harassment/legislature	7/28/2019	
EHB 2020	C 349 L 19	Employment investigations	7/28/2019	
SHB 2024	C 350 L 19	Medicaid incentive payments	7/28/2019	
HB 2035	C 449 L 19	In-state broadcasters, taxes	7/28/2019**	
HB 2038	C 36 L 19	Pavement condition reporting	7/28/2019	
E2SHB 2042	C 287 L 19	Green transportation	7/28/2019*	
SHB 2044	C 138 L 19	Park district deannexation	7/28/2019	
SHB 2049	C 276 L 19	Commercial egg layers	7/28/2019	
HB 2052	C 277 L 19	Marijuana product testing	7/28/19*	
HB 2058	C 139 L 19	Purple Heart license plates	7/28/2019	
HB 2062	C 384 L 19	Seattle Storm license plates	10/1/2019	
EHB 2067	C 278 L 19	Vehicle & vessel owner info.	7/28/2019	
HB 2072	C 20 L 19	County treasurer contracting	7/28/2019	
ESHB 2097	C 450 L 19	Statewide wolf recovery	7/28/2019	
HB 2119	C 309 L 19	State forestland moneys	7/28/2019	
ESHB 2140	C 411 L 19	K-12 education funding	7/28/2019**	
HB 2144	C 366 L 19	LEOFF 2 benefit funding	5/13/2019	
E2SHB 2158	C 406 L 19	Workforce education	7/28/2019**	
SHB 2159	C 418 L 19	Budget stabilization account	5/21/2019	
ESHB 2161	C 431 L 19	Ferry vessel procurement	7/28/2019	
ESHB 2163	C 419 L 19	Budget stabil. account/K-12	5/21/2019	
SHB 2167	C 420 L 19	Financial institutions tax	7/28/2019	
SHB 2168	C 451 L 19	Hospital tax preference	7/1/2019	
SB 5000	C 140 L 19	Veterinarians/HEALWA	7/28/2019	
ESSB 5001	C 432 L 19	Human remains	5/1/2020	
SB 5002	C 37 L 19	Limited cooperative assocs.	7/28/2019	
SSB 5003	C 141 L 19	Business corporation act	7/28/2019	
SSB 5004	C 142 L 19	Low-income veterinary srvs	7/28/2019	
SSB 5010	C 178 L 19	Protected lands/fire levies	7/28/2019	
SSB 5012	C 471 L 19	Governmental continuity	7/28/2019**	
SSB 5017	C 232 L 19	Uniform unsworn declarations	7/28/2019	
2SSB 5021	C 233 L 19	DOC/interest arbitration	7/28/2019	
SB 5022	C 234 L 19	Higher ed./interest arbitr.	7/28/2019	Partial Veto
SSB 5023	C 279 L 19	Ethnic studies	7/28/2019	
SSB 5025	C 385 L 19	Self-help housing dev./taxes	10/1/2019	
ESSB 5027	C 246 L 19	Extreme risk protect. orders	7/28/2019	
SSB 5028	C 179 L 19	Month of the kindergartner	7/28/2019	

BILLS, MEMORIALS AND RESOLUTIONS PASSED 4005

2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
SB 5032	C 38 L 19	Medicare supplement plans	7/28/2019	
ESSB 5035	C 242 L 19	Prevailing wage laws	1/1/2020	
SB 5054	C 351 L 19	Behav. health reciprocity	7/28/2019	Partial Veto
SSB 5063	C 161 L 19	Ballots, prepaid postage	7/1/2019	
SB 5074	C 143 L 19	Presidential electors	7/28/2019	
ESSB 5079	C 6 L 19	Native Americans/voting	7/28/2019	
2SSB 5082	C 386 L 19	Social emotional learning	7/28/2019	
SB 5083	C 39 L 19	Indian tribe records	7/28/2019	Partial Veto
SB 5088	C 180 L 19	Computer science/high school	7/28/2019	
SSB 5089	C 409 L 19	Early learning access	7/28/2019**	
E2SSB 5091	C 387 L 19	Special education funding	7/28/2019	
SSB 5106	C 388 L 19	Natural disaster mitigation	7/28/2019	
SB 5107	C 389 L 19	Trust institutions	7/28/2019	Partial Veto
E2SSB 5116	C 288 L 19	Clean energy	5/7/2019	
SB 5119	C 144 L 19	Contracted highway workers	7/28/2019	
SB 5122	C 40 L 19	Water-sewer comm'r insurance	7/28/2019	
SB 5124	C 74 L 19	Appraisal mngmt companies	7/28/2019*	
ESSB 5127	C 181 L 19	Brain injury fee increase	7/28/2019	
ESSB 5131	C 75 L 19	Mobile home foreclosure sale	7/28/2019	
SB 5132	C 433 L 19	Noncollection of taxes	7/28/2019	
SSB 5135	C 292 L 19	Toxic pollution	7/28/2019	
SB 5145	C 294 L 19	Hydraulic fracturing	7/28/2019	
ESSB 5148	C 58 L 19	Hunting/visible clothing	7/28/2019	
SSB 5151	C 452 L 19	Growth mngmt board/indexing	7/28/2019	
ESSB 5160	C 453 L 19	Sr's, disab. vets/prop tx ex	7/28/2019	
SB 5162	C 41 L 19	Jury service qualifications	7/28/2019	
SSB 5163	C 159 L 19	Wrongful injury or death	7/28/2019	
SSB 5166	C 182 L 19	Postsecondary religious acc.	7/28/2019	
SSB 5175	C 76 L 19	Firefighter safety	7/28/2019	
SB 5177	C 42 L 19	Cemetery district withdrawal	7/28/2019	
SB 5179	C 310 L 19	County electrical equipment	7/28/2019	
SSB 5181	C 247 L 19	Invol. treatment procedures	7/28/2019	
ESSB 5183	C 390 L 19	Manufactured/mobile homes	7/28/2019**	
SB 5199	C 280 L 19	Correctional emp arbitration	7/28/2019	
SB 5205	C 248 L 19	Incomp. for trial/firearms	7/28/2019	
SB 5207	C 43 L 19	Felony voting rights notices	7/28/2019	
ESB 5210	C 183 L 19	Hearing instruments/notices	7/28/2019	
SSB 5212	C 184 L 19	Adoption of research animals	7/28/2019	
SSB 5218	C 185 L 19	Mobile food units	7/28/2019	
E2SSB 5223	C 235 L 19	Electrical net metering	7/28/2019	
SB 5227	C 391 L 19	Voter registration deadlines	7/28/2019	
SB 5230	C 44 L 19	Motor vehicle laws	4/17/2019	
SB 5233	C 236 L 19	Sick leave/collective barg.	7/28/2019	
ESSB 5258	C 392 L 19	Isolated worker protection	7/28/2019	
SB 5260	C 472 L 19	Governor's emergency powers	7/28/2019	
SSB 5265	C 45 L 19	Volunteerism/state gov.	7/28/2019	
SSB 5266	C 454 L 19	Timely elections/districting	5/21/2019	

BILLS, MEMORIALS AND RESOLUTIONS PASSED

2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
ESSB 5272	C 281 L 19	Emergency comm. max tax rate	7/28/2019	
ESB 5273	C 7 L 19	Presidential primary	7/28/2019	
ESB 5274	C 311 L 19	Pacific islanders/dental	7/28/2019	Partial Veto
E2SSB 5276	C 158 L 19	Hemp production	4/26/2019	
SSB 5278	C 186 L 19	Payment card fraud reporting	7/28/2019	
E2SSB 5284	C 455 L 19	Smoke detection devices	7/28/2019*	
2SSB 5287	C 456 L 19	Redistricting/incarceration	7/28/2019	Partial Veto
ESSB 5288	C 187 L 19	Persistent offenders/robbery	7/28/2019	
E2SSB 5290	C 312 L 19	Noncriminal youth detention	7/1/2019*	
SSB 5297	C 145 L 19	Assistant AG bargaining	7/28/2019	
ESSB 5298	C 393 L 19	Marijuana product labeling	1/1/2020	
SB 5300	C 237 L 19	Coroners/subpoena authority	7/28/2019	
SSB 5305	C 77 L 19	Electric util wildland fires	7/28/2019	
SB 5310	C 146 L 19	OFM/agency names & accounts	7/28/2019*	
ESSB 5311	C 147 L 19	OFM/obsolete provisions	7/28/2019	
ESSB 5313	C 410 L 19	School levies	7/28/2019	
ESSB 5318	C 394 L 19	Marijuana license compliance	7/28/2019	
SSB 5324	C 412 L 19	Homeless student support	7/28/2019	
ESSB 5330	C 457 L 19	Small forestland owners	7/28/2019	
ESSB 5332	C 148 L 19	Vital statistics	1/1/2021*	
SSB 5333	C 46 L 19	Uniform parentage act	7/28/2019	
ESB 5334	C 238 L 19	Common interest ownership	7/28/2019	
SB 5337	C 188 L 19	Sales & use tax exemptions	7/28/2019	
SB 5350	C 189 L 19	Optional life annuity	1/1/2020	
2SSB 5352	C 78 L 19	Walla Walla watershed pilot	6/30/2019	
SSB 5355	C 47 L 19	LEOFF credit recovery/PERS	7/28/2019	
E2SSB 5356	C 395 L 19	LGBTQ commission	7/28/2019	
SB 5359	C 458 L 19	Supported living/investigate	7/1/2019	
SB 5360	C 313 L 19	Retirement system defaults	7/28/2019	Partial Veto
SSB 5362	C 459 L 19	Deferred finding/nonpayment	7/28/2019	
SSB 5370	C 396 L 19	Aviation coordinating comm'n	7/28/2019	
SSB 5380	C 314 L 19	Opioid use disorder	7/28/2019*	
ESSB 5383	C 352 L 19	Tiny houses	7/28/2019	
SSB 5386	C 48 L 19	Telemedicine training	7/28/2019	
SB 5387	C 49 L 19	Physician telemedicine cred.	7/28/2019	
SSB 5394	C 149 L 19	Liquor licensees/web sites	7/28/2019	
E2SSB 5397	C 460 L 19	Plastic packaging	7/28/2019	
SB 5398	C 50 L 19	Unemployment/apprentices	7/28/2019	
SSB 5399	C 79 L 19	Child relocation	7/28/2019	
SSB 5403	C 80 L 19	Adult family home egress	7/28/2019	
SB 5404	C 150 L 19	Fish habitat projects	7/28/2019	
SSB 5405	C 315 L 19	Organ transplant nondiscrim.	7/28/2019	
ESSB 5410	C 316 L 19	Credit policy/AP, IB, CAIE	7/28/2019	
SB 5415	C 282 L 19	Indian health improvement	7/28/2019	
ESSB 5418	C 434 L 19	Local government procurement	7/28/2019	Partial Veto
SSB 5425	C 317 L 19	Maternal mortality reviews	7/28/2019	
ESB 5429	C 461 L 19	Referred and diverted youth	7/28/2019	

BILLS, MEMORIALS AND RESOLUTIONS PASSED 4007

2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
E2SSB 5432	C 325 L 19	Behavioral health, integrate	1/1/2020*	
2SSB 5433	C 397 L 19	DOC/postsecondary education	7/28/2019	
2SSB 5437	C 408 L 19	ECEAP eligibility	7/28/2019**	
E2SSB 5438	C 441 L 19	Ag & seasonal workforce srv	7/28/2019	
ESB 5439	C 81 L 19	Employment security records	7/28/2019	
E2SSB 5444	C 326 L 19	Forensic mental health care	7/28/2019	
ESB 5453	C 462 L 19	Irrigation district admin.	7/28/2019	
SSB 5461	C 82 L 19	Child sexual abuse investig.	7/28/2019	
SSB 5471	C 151 L 19	Elevators	7/28/2019	
SSB 5474	C 190 L 19	Self-insurers/L&I orders	7/28/2019	
ESSB 5480	C 51 L 19	Real estate appraisers	9/1/2020	
SB 5490	C 83 L 19	Life sciences discovery fund	7/28/2019	
SSB 5492	C 191 L 19	Motor vehicle felonies	7/28/2019	
E2SSB 5497	C 440 L 19	Immigrants in the workplace	5/21/2019	
SSB 5502	C 192 L 19	Redistricting deadlines	7/28/2019	
SB 5503	C 21 L 19	On-site sewage systems	7/28/2019	Partial Veto
SB 5505	C 435 L 19	Local stormwater charges	7/28/2019	
SB 5506	C 436 L 19	Parking at rest areas	7/28/2019	
SB 5508	C 249 L 19	Concealed pistol licenses	5/7/2019	
2SSB 5511	C 365 L 19	Broadband service	7/28/2019*	
SSB 5514	C 84 L 19	School threats notification	7/28/2019	
ESSB 5526	C 364 L 19	Individual health ins market	7/28/2019	
SSB 5550	C 327 L 19	Pesticide application safety	7/28/2019	
SB 5551	C 398 L 19	Courthouse dog assistance	7/28/2019	
SSB 5552	C 353 L 19	Pollinators	7/28/2019	
SB 5558	C 152 L 19	DSHS & HCA/interpreters	4/26/2019	
SSB 5560	C 463 L 19	Elected officials/disputes	7/28/2019	
SB 5566	C 193 L 19	Prevailing wage admin. fees	7/28/2019	
2SSB 5577	C 291 L 19	Orca whales/vessels	7/28/2019*	
ESSB 5579	C 354 L 19	Crude oil volatility/rail	7/28/2019	
SSB 5581	C 8 L 19	State tax laws	3/14/2019*	
SSB 5588	C 24 L 19	Hydrogen production & sale	7/28/2019	
SB 5596	C 464 L 19	Health sciences authorities	7/28/2019	
SSB 5597	C 355 L 19	Aerial herbicide application	7/28/2019	
ESSB 5600	C 356 L 19	Residential tenants	7/28/2019	
2SSB 5602	C 399 L 19	Reproductive health care	7/28/2019*	
2SSB 5604	C 437 L 19	Uniform guardianship, etc.	1/1/2021	
SB 5605	C 400 L 19	Marijuana misdemeanors	7/28/2019	
SSB 5612	C 85 L 19	Holocaust education	7/28/2019	
SSB 5621	C 86 L 19	Small claims court jx amount	7/28/2019	
SB 5622	C 52 L 19	Limited jdx. court comm'rs	7/28/2019	
SSB 5627	C 53 L 19	Healthy energy work group	7/28/2019	
SSB 5638	C 153 L 19	Distributed ledger tech.	7/28/2019	
SB 5641	C 154 L 19	Uniform law on notarial acts	10/1/2020	
SB 5649	C 87 L 19	Sexual assault/adjust SOLs	7/28/2019	
SB 5651	C 465 L 19	Kinship care legal aid	6/30/2019	
SSB 5652	C 401 L 19	Impounded vehicle belongings	7/28/2019	

BILLS, MEMORIALS AND RESOLUTIONS PASSED

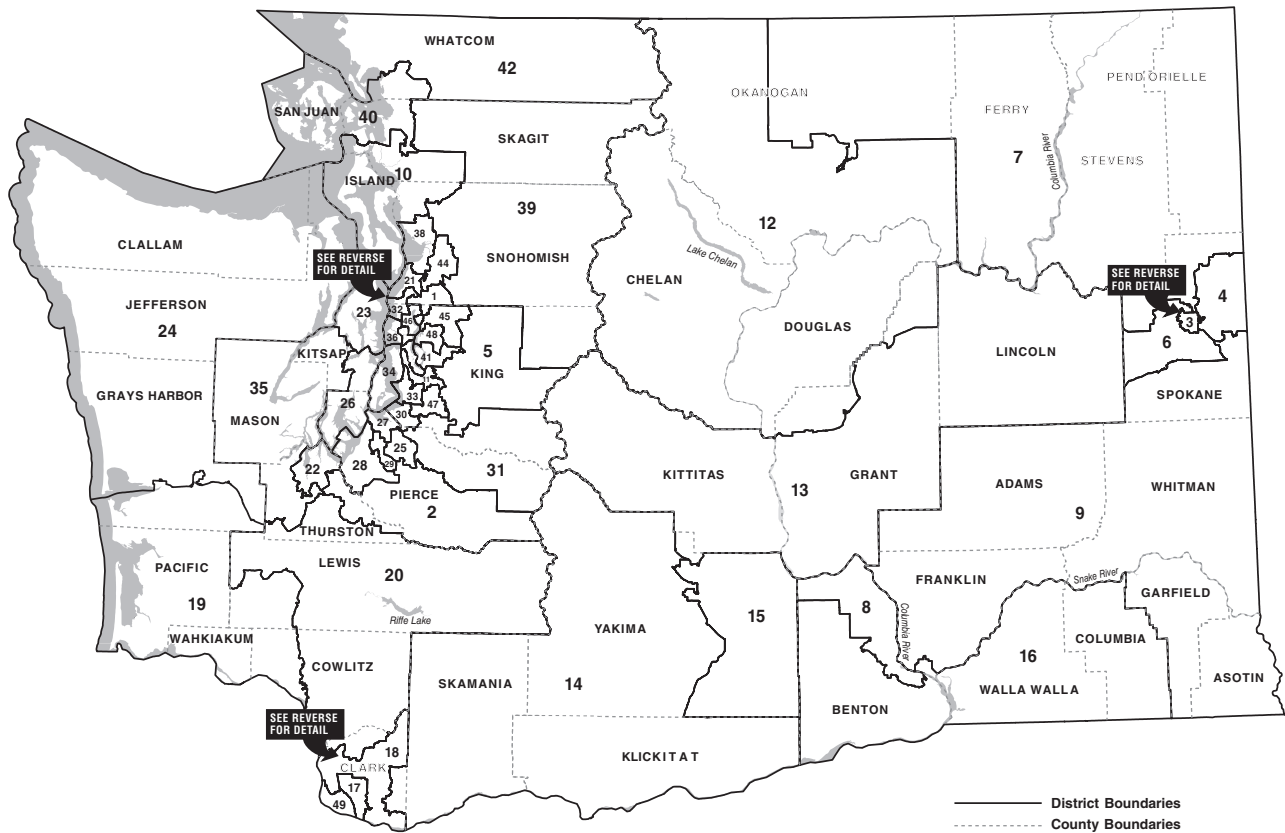
2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
SSB 5668	C 357 L 19	Tow truck operator auctions	7/28/2019	
SSB 5670	C 402 L 19	Fire district powers	7/28/2019	
2SSB 5672	C 466 L 19	Adult fam. home spec. servs	7/28/2019	Partial Veto
ESSB 5688	C 358 L 19	Athletic trainers	7/28/2019*	
SSB 5689	C 194 L 19	Harassment, etc./schools	7/28/2019	
SSB 5695	C 467 L 19	HOV lane penalties	7/28/2019	
SSB 5710	C 54 L 19	Active transp safety council	7/28/2019	Partial Veto
SSB 5714	C 359 L 19	Evidence reliability, crim.	7/28/2019	
2SSB 5718	C 328 L 19	Child welfare housing assist	7/28/2019	
SSB 5723	C 403 L 19	Pedestrian, etc. safety	1/1/2020	
SSB 5734	C 318 L 19	Hospital safety net assess.	7/1/2019	
ESSB 5741	C 319 L 19	All payer claims database	5/8/2019	
SSB 5748	C 404 L 19	Military installation infra.	7/28/2019	
SSB 5763	C 195 L 19	Collector truck operators	10/1/2019	
SB 5764	C 55 L 19	WA medical commission	7/28/2019	
SB 5786	C 88 L 19	Higher education/research	7/28/2019	
SB 5795	C 155 L 19	Contractor bonding	7/28/2019	
2SSB 5800	C 330 L 19	Homeless college students	7/28/2019	
SSB 5815	C 468 L 19	DCYF/minimum security status	7/28/2019	
SB 5817	C 405 L 19	Chiropractic senior students	7/28/2019	
ESSB 5825	C 421 L 19	Tolling/I-405, SR 167 & 509	6/30/2019	
SB 5831	C 89 L 19	Employer indebtedness/death	7/28/2019	
2SSB 5846	C 329 L 19	International medical grads	7/28/2019	
SSB 5851	C 196 L 19	Vuln. children ed. opport.	7/28/2019	
SSB 5861	C 469 L 19	Legislature/code of conduct	7/28/2019*	
SB 5865	C 283 L 19	Filipino American history	7/28/2019	
ESSB 5874	C 197 L 19	Rural sat. skill centers	7/28/2019	
SB 5881	C 438 L 19	Vehicle safety glazing, etc.	7/28/2019	
SSB 5883	C 439 L 19	Farm products/vehicle weight	7/28/2019	
SSB 5885	C 90 L 19	Child trafficking/hearsay	7/28/2019	
SSB 5889	C 56 L 19	Insurance communications	1/1/2020	
SSB 5894	C 320 L 19	Firefighters' pension levy	7/28/2019	
SB 5895	C 57 L 19	GAL fingerprint checks	7/28/2019	
2SSB 5903	C 360 L 19	Children's mental health	7/28/2019*	
SB 5909	C 156 L 19	Liquor manuf., import, etc.	7/28/2019	
SB 5918	C 293 L 19	Whale watching guidelines	7/28/2019	
SB 5923	C 157 L 19	County road emergency loans	7/28/2019	
ESB 5937	C 321 L 19	Vehicle lamp colors	7/28/2019	
SSB 5954	C 9 L 19	Bump-fire stock buy-back prg	3/14/2019	
SSB 5955	C 470 L 19	DCYF/statewide system	7/28/2019	
ESB 5958	C 91 L 19	Public works/interlocal	7/28/2019	
ESSB 5959	C 92 L 19	Livestock identification	7/28/2019	
ESSB 5993	C 422 L 19	Model toxics control program	7/1/2019	
ESSB 5997	C 423 L 19	Tax preferences	7/1/2019	
ESSB 5998	C 424 L 19	Grad. real estate excise tax	1/1/2020	
ESSB 6004	C 425 L 19	Travel agents & tour ops/tax	7/1/2019	
ESB 6016	C 426 L 19	Investment management/taxes	7/28/2019*	

BILLS, MEMORIALS AND RESOLUTIONS PASSED ⁴⁰⁰⁹
2019 REGULAR SESSION

BILL	CHAPTER	DESCRIPTION	EFFECTIVE DATE	NOTE
SB 6025	C 239 L 19	Bump-fire stock prog records	4/30/2019*	
NA	C 5 L 19	2019-2020 Salary Schedule	5/29/2019	

2019 Statewide Legislative District Map With Legislative Members



District 1
Sen. Derek Stanford, D
Rep. Davina Duerr, D
Rep. Shelley Kloba, D

District 2
Sen. Randi Becker, R
Rep. Andrew Barkis, R
Rep. J.T. Wilcox, R

District 3
Sen. Andy Billig, D
Rep. Marcus Riccelli, D
Rep. Timm Romsby, D

District 4
Sen. Mike Padden, R
Rep. Matt Shea, R
Rep. Bob McCaslin, R

District 5
Sen. Mark Mullet, D
Rep. Bill Ramos, D
Rep. Lisa Callan, D

District 6
Sen. Jeff Holy, R
Rep. Mike Volz, R
Rep. Jenny Graham, R

District 7
Sen. Shelly Short, R
Rep. Jacquelin Maycumber, R
Rep. Joel Kretz, R

District 8
Sen. Sharon Brown, R
Rep. Brad Klippert, R
Rep. Matt Boehnke, R

District 9
Sen. Mark Schoesler, R
Rep. Mary Dye, R
Rep. Joe Schmick, R

District 10
Sen. Barbara Bailey, R
Rep. Norma Smith, R
Rep. Dave Paul, D

District 11
Sen. Bob Hasegawa, D
Rep. Zack Hudgins, D
Rep. Steve Bergquist, D

District 12
Sen. Brad Hawkins, R
Rep. Keith Goehner, R
Rep. Mike Steele, R

District 13
Sen. Judy Warnick, R
Rep. Tom Dent, R
Rep. Alex Ybarra, R

District 14
Sen. Curtis King, R
Rep. Chris Corry, R
Rep. Gina R. Mosbrucker, R

District 15
Sen. Jim Honeyford, R
Rep. Bruce Chandler, R
Rep. Jeremie Dufault, R

District 16
Sen. Maureen Walsh, R
Rep. William Jenkin, R
Rep. Skyler Rude, R

District 17
Sen. Lynda Wilson, R
Rep. Vicki Kraft, R
Rep. Paul Harris, R

District 18
Sen. Ann Rivers, R
Rep. Brandon Vick, R
Rep. Larry A. Hoff, R

District 19
Sen. Dean Takko, D
Rep. Jim Walsh, R
Rep. Brian Blake, D

District 20
Sen. John E. Braun, R
Rep. Richard DeBolt, R
Rep. Ed Orcutt, R

District 21
Sen. Marko Liias, D
Rep. Strom Peterson, D
Rep. Lillian Ortiz-Self, D

District 22
Sen. Sam Hunt, D
Rep. Laurie Dolan, D
Rep. Beth Doglio, D

District 23
Sen. Christine Rolfes, D
Rep. Sherry Appleton, D
Rep. Drew Hansen, D

District 24
Sen. Kevin Van De Wege, D
Rep. Mike Chapman, D
Rep. Steve Tharinger, D

District 25
Sen. Hans Zeiger, R
Rep. Kelly Chambers, R
Rep. Chris Gildon, R

District 26
Sen. Emily Randall, D
Rep. Jesse Young, R
Rep. Michelle Caldier, R

District 27
Sen. Jeannie Darneille, D
Rep. Laurie Jinkins, D
Rep. Jake Fey, D

District 28
Sen. Steve O'Ban, R
Rep. Mari Leavitt, D
Rep. Christine Kilduff, D

District 29
Sen. Steve Conway, D
Rep. Melanie Morgan, D
Rep. Steve Kirby, D

District 30
Sen. Claire Wilson, D
Rep. Mike Pellicciotti, D
Rep. Kristine Reeves, D

District 31
Sen. Phil Fortunato, R
Rep. Drew Stokesbary, R
Rep. Morgan Irwin, R

District 32
Sen. Jesse Salomon, D
Rep. Cindy Ryu, D
Rep. Lauren Davis, D

District 33
Sen. Karen Keiser, D
Rep. Tina Orwall, D
Rep. Mia Gregerson, D

District 34
Sen. Joe Nguyen, D
Rep. Eileen Cody, D
Rep. Joe Fitzgibbon, D

District 35
Sen. Tim Sheldon, D
Rep. Dan Griffey, R
Rep. Drew MacEwen, R

District 36
Sen. Reuven Carlyle, D
Rep. Noel Frame, D
Rep. Gael Tarleton, D

District 37
Sen. Rebecca Saldaña, D
Rep. Sharon Tomiko Santos, D
Rep. Eric Pettigrew, D

District 38
Sen. John McCoy, D
Rep. June Robinson, D
Rep. Mike Sells, D

District 39
Sen. Keith Wagoner, R
Rep. Robert J. Sutherland, R
Rep. Carolyn Eslick, R

District 40
Sen. Liz Lovelett, D
Rep. Debra Lekanoff, D
Rep. Jeff Morris, D

District 41
Sen. Lisa Wellman, D
Rep. Tana Senn, D
Rep. My-Linh Thai, D

District 42
Sen. Doug Erickson, R
Rep. Luanne Van Werven, R
Rep. Sharon Shewmake, D

District 43
Sen. Jamie Pedersen, D
Rep. Nicole Macri, D
Rep. Frank Chopp, D

District 44
Sen. Steve Hobbs, D
Rep. John Lovick, D
Rep. Jared M. Mead, D

District 45
Sen. Manka Dhingra, D
Rep. Dan Griffey, R
Rep. Roger Goodman, D
Rep. Larry Springer, D

District 46
Sen. David Frockt, D
Rep. Gerry Pollet, D
Rep. Javier Valdez, D

District 47
Sen. Mona Das, D
Rep. Debra Entenman, D
Rep. Pat Sullivan, D

District 48
Sen. Patricia Kuderer, D
Rep. Vandana Slatner, D
Rep. Amy Walen, D

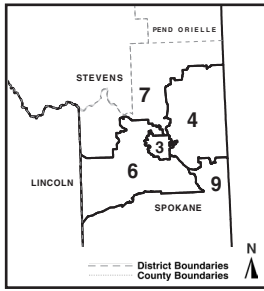
District 49
Sen. Annette Cleveland, D
Rep. Sharon Wylie, D
Rep. Monica Jurado Stonier, D



Break-out of Washington Area Legislative Districts

Members Representing Spokane and Vancouver Areas

Spokane Area



District 3

Sen. Andy Billig, D
Rep. Marcus Riccelli, D
Rep. Timm Ormsby, D

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Rep. Matt Shea, R
Rep. Bob McCaslin, R

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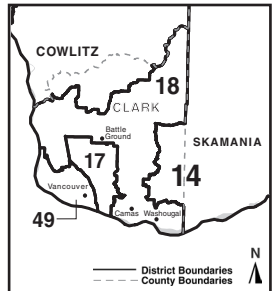
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Rep. Larry A. Hoff, R

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Rep. Sharon Wylie, D
Rep. Monica Jurado Stonier, D

Vancouver Area



Members Representing the Puget Sound Area

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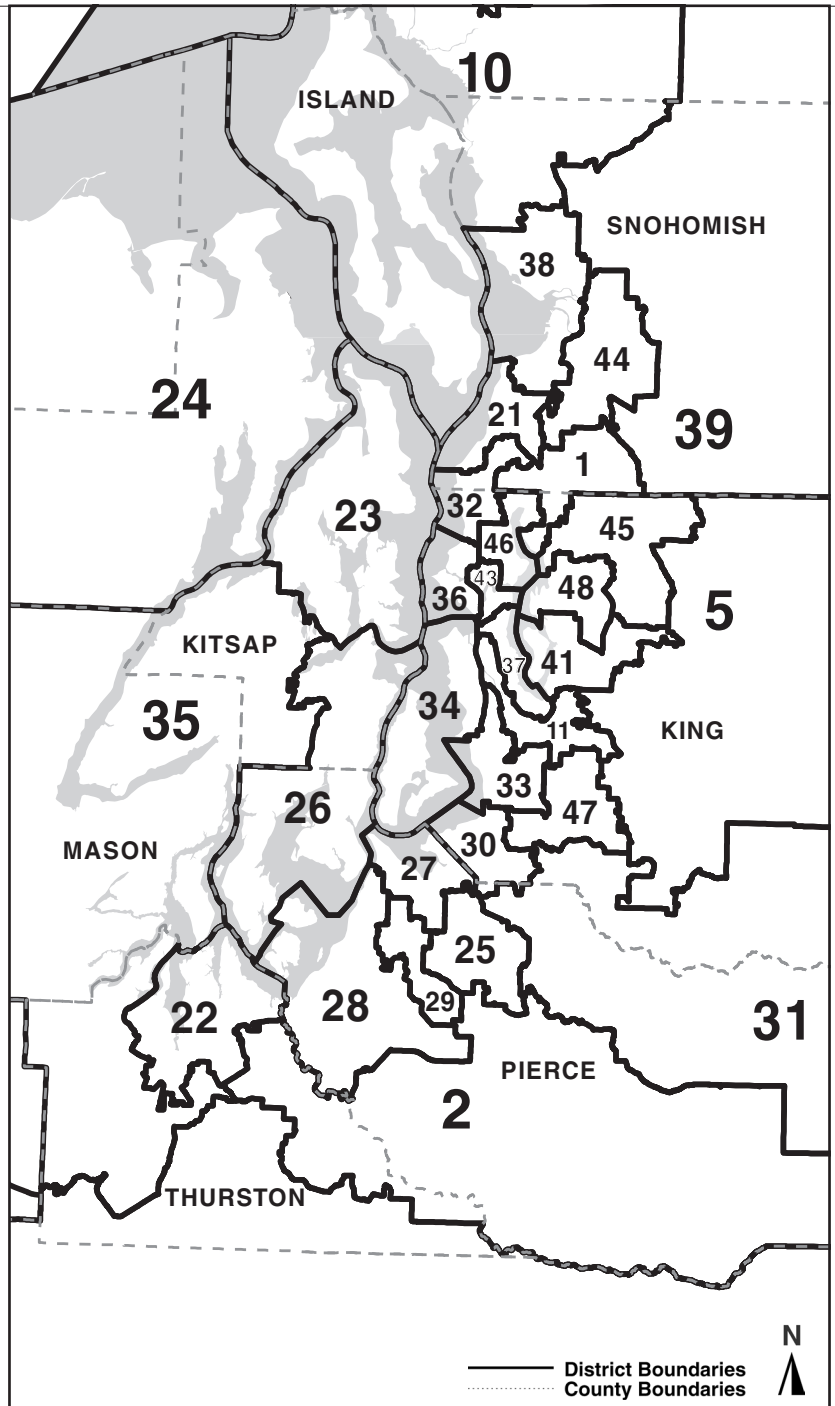
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Rep. Pat Sullivan, D

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Rep. Vandana Slatter, D
Rep. Amy Walen, D



JAY INSLEE
Governor



STATE OF WASHINGTON
OFFICE OF THE GOVERNOR
P.O. Box 40002 • Olympia, Washington 98504-0002 • (360) 902-4111 • www.governor.wa.gov

May 21, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Sections 1029(5), 1043(3), 1082(2), 1083(2), 1091(2), 3102, and 7019, Substitute House Bill No. 1102 entitled:

“AN ACT Relating to the capital budget.”

Section 1029(5), page 17, Department of Commerce, 2019-21 Housing Trust Fund Program (40000036)

I commend the Legislature for the capital budget appropriation of \$175 million for the Housing Trust Fund program. This vital funding will help preserve and build affordable units to address our state’s housing crisis. I share the concern that some projects serving those most in need lack sufficient funding streams to support long-term operations and services. However, Section 1029(5) directs Commerce to prioritize loan deferment for nearly all projects funded by the Housing Trust Fund. This proviso does not recognize that most of these projects serve a mix of households, including many that pay rent. Loan repayments from developers who receive rental income are reinvested in future Housing Trust Fund projects. I am directing the department to work with stakeholders and legislators to develop a fair and transparent policy for loan repayments, with the goal of ensuring the long-term viability of the state’s affordable housing investments. For these reasons, I have vetoed Section 1029(5).

Section 1043(3), page 45, Department of Commerce, Washington Broadband Program (40000117)

I appreciate the bipartisan effort to pass the Washington state broadband service bill (Second Substitute Senate Bill 5511) to expand affordable, resilient broadband service. The bill lays out the roles and responsibilities of the agencies involved, including the Governor’s statewide broadband office, Public Works Board (PWB), Community Economic Revitalization Board (CERB), Department of Commerce, and Utilities and Transportation Commission (UTC). However, Section 1043(3) contains language requiring the PWB to collaborate with CERB to implement the funding provided in the Universal Communications Services Account. This account funds the state universal communications services program administered by the UTC, and by statute only the UTC may authorize expenditures from the account. For this reason, I have vetoed Section 1043(3).

Section 1082(2), page 63, Department of Enterprise Services, Roof Replacement – Cherberg and Insurance Buildings (40000032)

This appropriation is for the replacement and construction of the Insurance and Cherberg Building roofs. This amount assumes cost savings by completing both roofs at the same time. Section 1082(2) limits the ability to complete this project by requiring the completion of the Cherberg Building roof before beginning work on the Insurance Building. For this reason, I have vetoed Section 1082(2).

Section 1083(2), pages 63-64, Department of Enterprise Services, Legislative Building Exterior Preservation Cleaning (40000033)

This reappropriation is for cleaning the exterior of the Legislative Building and to make various repairs. Section 1083(2) sets unrealistic expectations for what the department will be able to complete within the amount appropriated. For this reason, I have vetoed Section 1083(2). However, the department will continue the cleaning and repair work with the funding provided.

Section 1091(2), pages 66-67, Department of Enterprise Services, Legislative Building Cleaning (92000028)

This appropriation is for cleaning the exterior of Capitol Campus buildings, beginning with the Insurance Building. Section 1091(2) sets unrealistic expectations for what the department will be able to complete within the amount appropriated. For this reason, I have vetoed Section 1091(2). However, the department will continue the cleaning and repair work with the funding provided.

Section 3102, page 140, Department of Ecology, Port of Port Angeles Stormwater (91000358)

The appropriation in Section 3102 is duplicative of Section 129 of the 2019-21 operating budget (Engrossed Substitute House Bill 1109). For this reason, I have vetoed Section 3102.

Section 7019, pages 315-316, Review of Hazardous Substance Tax

This section directs the Department of Ecology, in consultation with the Department of Revenue and the Department of Transportation, to review the enforcement of the application of the hazardous substance tax to aviation fuels and submit recommendations to the appropriate legislative committees for the application of all state and local taxes to these fuels. The budget did not include funding for this effort and the cost of this work cannot be absorbed. However, I am directing the Office of Financial Management to collaborate with these agencies to examine revenue and expenditure data in light of any relevant federal regulations. For these reasons, I have vetoed Section 7019.

For these reasons I have vetoed Sections 1029(5), 1043(3), 1082(2), 1083(2), 1091(2), 3102, and 7019 of Substitute House Bill No. 1102.

With the exception of Sections 1029(5), 1043(3), 1082(2), 1083(2), 1091(2), 3102, and 7019, Substitute House Bill No. 1102 is approved.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Jay Inslee", is written over a light blue rectangular background.

Jay Inslee
Governor

JAY INSLEE
Governor



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May 21, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Sections 103(2); 127(13); 129(37); 129(43); 129(73); 131(12); 131(13); 144(3); 144(5); 147, page 67, lines 3-8; 203(1)(m); 203(1)(v); 203(1)(x); 204(30); 204(34); 205(1)(d)(ii); 212(6); 222(1)(a); 222(3)(c); 302(10); 302(30); 306(4); 308(22); 309(15); 401(3); 601(9); 613(3); 723; 1005, page 464, lines 11-13; 1020; 1118(3), page 649, lines 12-13; 1118(4), page 656, lines 16-17; and 1702, page 801, lines 28-30, Engrossed Substitute House Bill No. 1109 entitled:

“AN ACT Relating to fiscal matters.”

Section 103(2), page 3, Joint Legislative Audit and Review Committee, Study

This section provides \$19,000 from the Performance Audits of Government Account solely for implementation of Engrossed Third Substitute House Bill 1324. This funding was provided for an earlier version of the bill that required JLARC to complete a study. The final bill does not require a JLARC study. For this reason, I have vetoed Section 103(2).

Section 129(43), page 36, Department of Commerce, Biorefinery Feasibility Study

This section provides \$300,000 General Fund–State to contract with the University of Washington for a feasibility study to construct a biorefinery in southwest Washington. This section duplicates funding provided to the University of Washington in Section 606(1)(nn) for this same purpose. For this reason, I have vetoed Section 129(43).

Section 129(73), page 44, Department of Commerce, Engrossed Substitute Senate Bill 5600, Residential Tenants

This section states that the appropriations for the Department of Commerce include sufficient funding for implementation of Engrossed Substitute Senate Bill 5600 (ESSB 5600). ESSB 5600 is null and void if specific funding is not provided in the capital or operating appropriations bills. Funding was provided in Section 1065 of Substitute House Bill 1102 (the 2019-21 capital budget) specifically for implementation of ESSB 5600, which satisfies the null and void clause in the bill. For this reason, I have vetoed Section 129(73).

Section 131(12), pages 48-49, Office of Financial Management, Facilities Data Reporting

The Office of Financial Management’s (OFM) current lease tracking database, the Facilities Portfolio Management Tool (FPMT), does not have the capacity to provide all of the fund source

data required by Section 131(12). Funding for modifications to FPMT provided in Section 131(11) will enable OFM to meet the data collection requirements of Section 131(12) by June 2021 without requiring 68 agencies with 1,108 leases to do burdensome manual data extraction and input. For this reason, I have vetoed Section 131(12).

Section 131(13), page 49, Office of Financial Management, Higher Education Accounting Standards

This section requires the Office of Financial Management to create appropriation standards and procedures to allow institutions of higher education to report additional revenue, spending and allotment information to the state's accounting system. This section relates to Section 601(9), which prohibits General Fund transfers to reimburse major expenses, such as employee payroll. This prohibition would cause a significant state accounting challenge. Because this would create a significant workload for the OFM Statewide Accounting office, and no funding was provided to perform these activities, I have vetoed Section 131(13).

Section 203(1)(m), page 91, Department of Social and Health Services – Developmental Disabilities Program, Reports on Community Transitions from Residential Habilitation Centers

This section directs the Department of Social and Health Services – Developmental Disabilities Program to report to the governor and the Legislature on the feasibility of adding enhanced service facilities to Medicaid waivers and specific barriers to doing so and to make policy recommendations to improve community placements for residents who wish to transition from residential habilitation centers. Much of this information was already addressed in a report submitted to the Legislature by the Ruckelshaus work group last December. In addition, no funding was provided to perform these activities. Because of these reasons, I have vetoed Section 203(1)(m).

Section 203(1)(v), page 93, Department of Social and Health Services – Developmental Disabilities Program, Reports on Services for Clients and Families in Rural Areas

This section directs the Department of Social and Health Services – Developmental Disabilities Program to report to the Legislature on policies to maximize service delivery and increase client flexibility to self-direct service in rural areas. Because no funding was provided to perform these activities, I have vetoed Section 203(1)(v).

Section 204(30), page 107, Department of Social and Health Services – Aging and Adult Services Program, Work Group on Pediatric Skilled Nursing Facilities

This section directs the Department of Social and Health Services – Aging and Adult Services Program to form a work group and report to the governor and the Legislature on policies to allow a pediatric skilled nursing facility to temporarily admit medically fragile children with complex medical conditions. Because no funding was provided to perform these activities, I have vetoed Section 204(30).

Section 205(1)(d)(ii), page 110, Department of Social and Health Services – Economic Services Administration, Working Connections Child Care Quality Control

This section requires the Department of Social and Health Services (DSHS) – Economic Services Administration to ensure quality control measures for the Working Connections Child Care (WCCC) program within existing appropriations. This directive conflicts with House Bill 2816

(Chapter 52, Laws of 2018) that transfers all powers, duties, and functions of the WCCC program from DSHS to the Department of Children, Youth, and Families (DCYF), effective July 1, 2019. To support the transition of the WCCC program, I have vetoed this section and am directing DCYF to conduct quality control activities for the WCCC program within existing appropriations. Quality control measures must focus on the WCCC eligibility criteria, including but not limited to, participation in work or other approved activities, household composition, and the maximum number of subsidized child care hours authorized. I am also directing DSHS to ensure DCYF has access to the information technology systems necessary to perform WCCC quality control activities. For these reasons, I have vetoed Section 205(1)(d)(ii).

Section 212(6), page 138, Health Care Authority, Public Employees Benefits Board, Report on Benefit Options

This section requires, but does not fund, another report on Medicare-eligible retiree medical coverage. The Health Care Authority has already completed an essentially identical study. My budget proposal included \$1.5 million to move forward in providing an additional insurance option for these retirees. Another study would be duplicative and delay a solution to increasingly expensive health insurance for retirees. I am directing the Health Care Authority, working with the Public Employees Benefits Board, to continue development of one or more retiree benefit choices that may be less expensive and better leverage federal funding. For these reasons, I have vetoed Section 212 (6).

Section 601(9), page 317, Institutions of Higher Education, Accounting Standards and Reporting

This section requires institutions of higher education to report to the state accounting system in accordance with new standards and procedures created under Section 131(13) and prohibits the institutions from using standard accounting practices to transfer funding from the General Fund to other accounts, beginning July 1, 2020. No funding was provided for the Office of Financial Management to develop new accounting standards for higher education institutions under Section 131(13). Additionally, the prohibition on General Fund transfers is limited to these institutions and would not allow the General Fund to reimburse major expenditures, such as employee payroll. For these reasons, I have vetoed Section 601(9).

Section 613(3), page 346, Student Achievement Council, State Need Grant Awards

This section ties State Need Grant award amounts for private four-year not-for-profit institutions to the average grant award for public research universities, estimated to be \$10,606 per FTE student in the 2019-20 academic year. This proviso conflicts with Engrossed Second Substitute House Bill 2158 (E2SHB 2158), Section 21(5)(b), that sets grant awards at \$9,739 per FTE student in the 2019-20 academic year and allows the amount to increase by a tuition growth factor each year thereafter. As a substantive bill, the setting of the grant awards in E2SHB 2158 should prevail. For this reason, I have vetoed Section 613(3).

Section 723, pages 370-371, Office of Financial Management, Agency Efficiencies

This section requires indiscriminate reductions in agency budgets. These spending reductions do not reflect any real savings or efficiencies. They are simply arbitrary budget cuts, which hinder the ability of agencies to perform the responsibilities with which the Legislature has tasked them and to fulfill their missions to serve Washingtonians. For this reason, I have vetoed Section 723.

Section 1005, page 464, lines 11-13, Office of the Governor, Economic Development Strategic Reserve Account-State Appropriation

This section reduces the Economic Development Strategic Reserve Account appropriation by \$2.0 million in the 2019 supplemental budget. This reduction limits the state's ability to issue grants for key economic investments specifically for recruiting and retaining businesses. Furthermore, the state would be required to rescind several grant awards that have already been announced if this reduction were to occur. For these reasons, I have vetoed Section 1005, page 464, lines 11-13.

Section 1020, pages 507-509, Consolidated Technical Services, Proviso Exceeds Appropriation

Section 1020 amends two existing proviso amounts to match the total appropriation without regard to a third proviso that must also be covered by the total appropriation. The changes to these two provisos result in these three provisos having appropriations greater than the total amount appropriated from the account. For this reason, I have vetoed Section 1020.

Section 1118(3), page 649, lines 12-13, Department of Children, Youth and Families, Children and Families Services Program, General Fund-State Appropriation

The 2019 supplemental appropriation from the General Fund-State for the Children and Families Services Program was reduced by \$1,126,000. Additional spending authority may be necessary to cover rising costs due to parent and child visits and central service expenditures. I have vetoed this reduction to maintain the original spending authority. I am directing the Office of Financial Management to retain the entire \$1,126,000 in unallotted status and that the additional authority only be used if necessary to close fiscal year 2019, with approval from the director of the Office of Financial Management. For this reason, I have vetoed Section 1118(3), page 649, lines 12-13.

Section 1118(4), page 656, lines 16-17, Department of Children, Youth and Families, Early Learning Program, General Fund-State Appropriation

The 2019 supplemental appropriation from the General Fund-State for the Early Learning Program was reduced by \$1,481,000. Additional spending authority may be necessary to cover rising costs due to parent and child visits and central service expenditures. I have vetoed this reduction to maintain the original spending authority. I am directing the Office of Financial Management to retain the entire \$1,481,000 in unallotted status and that the additional authority only be used if necessary to close fiscal year 2019, with approval from the director of the Office of Financial Management. For this reason, I have vetoed Section 1118(4), page 656, lines 16-17.

Section 1702, page 801, lines 28 through 30, Treasurer's Transfers, State Toxics Control Account to State General Fund

This section transfers \$38,000,000 from the State Toxics Control Account to the State General Fund by the end of fiscal year 2019. When combined with appropriations specified in the 2019-21 operating budget, this transfer contributes to a projected negative balance in the new Model Toxics Control Operating Account created in Engrossed Substitute Senate Bill 5993. As a result, we would not be able to ensure a positive balance in the new account. For this reason, I have vetoed Section 1702, lines 28-30.

Section 302(30), page 222, Department of Ecology; Section 306(4), page 227, State Conservation Commission; Section 308(22), page 238, Department of Natural Resources; and Section 309(15), page 243, Department of Agriculture

These four sections provided appropriations to implement Second Substitute House Bill 1579 (2SHB 1579) Section 13 (Chinook Abundance). Previously, I vetoed Section 13 of 2SHB 1579; therefore, the funding to implement this work is no longer necessary. As a result, I have vetoed Sections 302(30), 306(4), 308(22), and 309(15) to reflect my partial veto of 2SHB 1579.

I have vetoed the following sections related to bills that did not pass the Legislature resulting in the lapse of funding. My veto of these sections will serve to clean up these unnecessary sections of the bill.

Section 127(13), page 23, Office of the Attorney General, E2SSB 5740, Retirement Savings Program

Section 129(37), page 34, Department of Commerce, E2SHB 1110, Greenhouse Gas/Transportation Fuels.

Section 144(3), page 62, Utilities and Transportation Commission, ESHB 1332, Energy Site Evaluation Council.

Section 144(5), page 62, Utilities and Transportation Commission, HB1841, Crew Size on Certain Trains.

Section 147, page 67, lines 3-8, Board for Volunteer Firefighters, EHB 1912, Pension Benefits and Contributions.

Section 203(1)(x), page 93, Department of Social and Health Services Developmental Disabilities Program, SHB 1023, Adult Family Homes/8 beds.

Section 204(34), page 107, Department of Social and Health Services Aging and Adult Services Program, SHB 1023, Adult Family Homes/8 beds.

Section 222(1)(a), page 185, Department of Corrections, SSB 5876, DOC Gender Trauma Work Group.

Section 222(3)(c), page 189, Department of Corrections, E2SSB 5291, Confinement Alternatives/Children.

Section 302(10), page 219, Department of Ecology, ESSB 5323, Plastic Bags.

Section 401(3), page 245, Department of Licensing, ESB 5616, Manicuring for Diabetics

For these reasons I have vetoed Sections 103(2); 127(13); 129(37); 129(43); 129(73); 131(12); 131(13); 144(3); 144(5); 147, page 67, lines 3-8; 203(1)(m); 203(1)(v); 203(1)(x); 204(30); 204(34); 205(1)(d)(ii); 212(6); 222(1)(a); 222(3)(c); 302(10); 302(30); 306(4); 308(22); 309(15); 401(3); 601(9); 613(3); 723; 1005, page 464, lines 11-13; 1020; 1118(3), page 649, lines 12-13; 1118(4), page 656, lines 16-17; and 1702, page 801, lines 28-30 of Engrossed Substitute House Bill No. 1109.

With the exception of Sections 103(2); 127(13); 129(37); 129(43); 129(73); 131(12); 131(13); 144(3); 144(5); 147, page 67, lines 3-8; 203(1)(m); 203(1)(v); 203(1)(x); 204(30); 204(34); 205(1)(d)(ii); 212(6); 222(1)(a); 222(3)(c); 302(10); 302(30); 306(4); 308(22); 309(15); 401(3); 601(9); 613(3); 723; 1005, page 464, lines 11-13; 1020; 1118(3), page 649, lines 12-13; 1118(4), page 656, lines 16-17; and 1702, page 801, lines 28-30, Engrossed Substitute House Bill No. 1109 is approved.

Respectfully submitted,



Jay Inslee

Governor

JAY INSLEE
Governor



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May 8, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Section 213, Engrossed Second Substitute House Bill No. 1139 entitled:

“AN ACT Relating to expanding the current and future educator workforce supply through evidence-based strategies to improve and incentivize the recruitment and retention of highly effective educators, especially in high-need subject, grade-level, and geographic areas, and to establish a cohesive continuum of high quality professional learning from preparation programs to job embedded induction, mentoring, collaboration, and other professional development opportunities.”

Section 213 provides conflicting direction to three state agencies (the Professional Educator Standards Board, the Washington Student Achievement Council and the Office of the Superintendent of Public Instruction) regarding financial aid program implementation, participant selection and identification of educator shortages. The section also conflicts with direction in other sections of the bill and is superfluous to implementation of the programs in the bill.

For these reasons I have vetoed Section 213 of Engrossed Second Substitute House Bill No. 1139.

With the exception of Section 213, Engrossed Second Substitute House Bill No. 1139 is approved.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Jay Inslee".

Jay Inslee
Governor

JAY INSLEE
Governor



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May 21, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Sections 208(5); 208(7); 208(9); 208(12); 208(15); 208(16); 208(17); 208(24); 208(27); 208(28); 208(29); 220, page 42, line 23; page 42, line 38 beginning with "Fuel" through line 39 ending with "process."; page 43, line 3 beginning with "Fuel" through line 4 ending with "process."; page 43, line 15 beginning with "Fuel" through line 16 ending with "process."; page 44, line 10 beginning with "Fuel" through line 11 ending with "process."; page 44, line 31 beginning with "Fuel" through line 32 ending with "process."; page 46, line 5; 304(2); 306(17); 905, page 169, lines 36-38; page 170, lines 18-20; 905(14); 908, page 184, lines 10-12; and 908(1), Engrossed Substitute House Bill No. 1160 entitled:

“AN ACT Relating to transportation funding and appropriations.”

Sections 208(5), pages 17-18; 208(7), page 18; 208(15), pages 19-20; 208(16), page 20; 208(17), pages 20-21; 208(27), page 22; and 208(28), pages 22-23, Department of Licensing, Unfunded Studies

The Department of Licensing was tasked with forming several unfunded work groups and conducting studies, while also taking significant budget cuts. The department will not be able to complete all of the directives it has been assigned without additional funding. I am directing the department to undertake these efforts as much as it can within existing resources, prioritizing the work groups that assist active-duty and former military members. For this reason, I have vetoed Sections 208(5), 208(7), 208(15), 208(16), 208(17), 208(27) and 208(28).

Section 304(2), pages 55-56, Transportation Improvement Board, Programmatic Allotments

This section requires the Transportation Improvement Board (TIB) to allot its appropriations by certain programs and to not deviate without legislative consultation. This removes the TIB's authority, which is established in statute, to set its internal program levels. While the Legislature has the authority to appropriate funds, the executive branch has the statutory authority to allot the funds. For these reasons, I have vetoed Section 304(2).

Section 306(17), page 62, Department of Transportation, Highway Improvements, New Rhodes Lake Road Project

This section requires the Washington State Department of Transportation (WSDOT) to support, review, and approve improvements and right-of-way plans following the preferred and recommended alternative of Pierce County's supplemental environmental impact statement for this

project, which is a traffic signal. WSDOT conducted an intersection control evaluation process with stakeholders and determined that a roundabout provides the safest and most efficient results for this intersection. WSDOT is the approving authority for intersection control on highways such as State Route 162, and as such, the proviso language conflicts with WSDOT's stewardship of SR 162. For these reasons, I have vetoed Section 306(17).

Section 905, page 169, lines 36-38; page 170, lines 18-20; and Section 905(14), pages 172-173, Department of Transportation, Transportation Partnership Account-State Appropriation, Nickel Account-State Appropriation, and I-405/Kirkland Vicinity Project Delivery

The supplemental budget provides appropriations to the Interstate 405/Kirkland stage 2 project that are lower than expected expenditures and would result in a shortfall of approximately \$35 million in the Highway Construction program. For this reason, I have vetoed the supplemental Transportation Partnership Account-State appropriation, the supplemental Nickel Account-State appropriation, and the project proviso in order to increase the appropriation levels. I am directing WSDOT to spend within the appropriation provided by the Legislature, but including the \$35 million necessary for the I-405 Kirkland stage 2 project. For these reasons, I have vetoed Section 905, page 169, lines 36-38; page 170, lines 18-20; and Section 905(14).

Section 908, page 184, lines 10-12, and Section 908(1), page 184, Department of Transportation, Puget Sound Capital Construction Account-State Appropriation, Washington State Ferries Construction Program

The supplemental budget removed the ferry dispatch system replacement project, of which \$600,000 had already been spent. The appropriation of \$600,000 was also removed. Thus, the appropriation level in the Puget Sound Capital Construction account is below what is needed to fund the capital project list in the ferry program. For this reason I have vetoed the supplemental Puget Sound Capital Construction Account-State appropriation and the capital project list, thereby restoring it to previous levels. I am directing WSDOT to spend within the appropriation and capital project list provided by the Legislature, but including the \$600,000 that was removed. For these reasons, I have vetoed Section 908, page 184, lines 10-12, and Section 908(1).

Section 220, page 42, line 23; page 42, line 38 beginning with "Fuel" through line 39 ending with "process."; page 43, line 3 beginning with "Fuel" through line 4 ending with "process."; page 43, line 15 beginning with "Fuel" through line 16 ending with "process."; page 44, line 10 beginning with "Fuel" through line 11 ending with "process."; page 44, line 31 beginning with "Fuel" through line 32 ending with "process."; and page 46, line 5

Section 220 includes the following sentence in six provisos: "Fuel type may not be a factor in the grant selection process." This requirement is contrary to, and in direct conflict with, the statutory mandates in RCW 47.66.040 and 47.66.030 that direct WSDOT to consider, among other criteria, energy efficiency issues, and federal and state air quality requirements in selecting programs and projects. In addition, this requirement also conflicts with, or at best substantially impairs, the statutory mandate for the state and for local government subdivisions to transition to zero emission vehicles as articulated in RCW 43.19.648.

The sentence at issue is a policy change — that is, an amendment — to existing statutory requirements. As such, the sentence violates Article II, Section 37, by amending those statutes indirectly and failing to set those statutes forth in full. It also places WSDOT and others in the untenable position of being forced to violate one state law in order to comply with another.

It is well established that the governor's veto powers in Article III, Section 12 of the Washington State Constitution extend to appropriation items and full subsections or provisos in an appropriation bill. It is also well established that our courts will intervene to prevent obvious circumvention of the veto power by the Legislature or equally obvious manipulation of that power by the governor. The addition of this sentence within these provisos constrains my ability to exercise the constitutionally authorized veto powers.

While my veto authority is generally limited to subsections or appropriation items in an appropriation bill, in this very rare and unusual circumstance I have no choice but to veto a single sentence in several subsections to prevent a constitutional violation and to prevent a forced violation of state law.

For these reasons, I have vetoed Section 220, page 42, line 23, page 42, line 38 beginning with "Fuel" through line 39 ending with "process.," page 43, line 3 beginning with "Fuel" through line 4 ending with "process.," page 43, line 15 beginning with "Fuel" through line 16 ending with "process.," page 44, line 10 beginning with "Fuel" through line 11 ending with "process.," page 44, line 31 beginning with "Fuel" through line 32 ending with "process", and page 46, line 5.

I have vetoed the following sections related to bills that did not pass the Legislature, resulting in the lapse of funding. My veto of these sections will serve to clean up these unnecessary sections of the bill.

Section 208(9), pages 18-19, Department of Licensing, SSB 5694, Commercial Beekeeper Drivers

Section 208(12), page 19, Department of Licensing, SSB 5591, Stolen Vehicle Check Fee

Section 208(24), page 22, Department of Licensing, HB 1255, Patches Pal License Plate

Section 208(29), page 23, Department of Licensing, ESHB 1504, Impaired Driving

For these reasons I have vetoed Sections 208(5); 208(7); 208(9); 208(12); 208(15); 208(16); 208(17); 208(24); 208(27); 208(28); 208(29); 220, page 42, line 23; page 42, line 38 beginning with "Fuel" through line 39 ending with "process.,"; page 43, line 3 beginning with "Fuel" through line 4 ending with "process.,"; page 43, line 15 beginning with "Fuel" through line 16 ending with "process.,"; page 44, line 10 beginning with "Fuel" through line 11 ending with "process.,"; page 44, line 31 beginning with "Fuel" through line 32 ending with "process"; page 46, line 5; 304(2); 306(17); 905, page 169, lines 36-38; page 170, lines 18-20; 905(14); 908, page 184, lines 10-12; and 908(1) of Engrossed Substitute House Bill No. 1160.

With the exception of Sections 208(5); 208(7); 208(9); 208(12); 208(15); 208(16); 208(17); 208(24); 208(27); 208(28); 208(29); 220, page 42, line 23; page 42, line 38 beginning with "Fuel" through line 39 ending with "process.,"; page 43, line 3 beginning with "Fuel" through line 4 ending with "process.,"; page 43, line 15 beginning with "Fuel" through line 16 ending with "process.,"; page 44, line 10 beginning with "Fuel" through line 11 ending with "process.,"; page 44, line 31 beginning with "Fuel" through line 32 ending with "process"; page 46, line 5; 304(2); 306(17); 905, page 169, lines 36-38; page 170, lines 18-20; 905(14); 908, page 184, lines 10-12; and 908(1), Engrossed Substitute House Bill No. 1160 is approved.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Jay Inslee", is written over a light blue rectangular background.

Jay Inslee
Governor

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May 21, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Sections 7 and 41, Substitute House Bill No. 1195 entitled:

“AN ACT Relating to the efficient administration of campaign finance and public disclosure reporting and enforcement.”

This legislation was requested by the Public Disclosure Commission and builds on the important work the Legislature did in 2018 with the passage of ESHB 2938.

However, I am concerned with the language in Section 7(13)(b) that prohibits the agency from making Personal Financial Affairs Statements (“F-1” forms) filed by elected officials accessible online. Because these forms must be provided to anyone who makes a public records request, this prohibition against online access only serves to create an unnecessary barrier to information that the public is entitled to have.

While I recognize that making some personal financial information available online may create discomfort, it is my understanding that the Commission currently has the authority to decide whether or not to make F-1 forms available online.

I also understand that the Commission has already embarked on a process to work closely with the Legislature and other interested parties over the interim to consider the privacy interests implicated in certain types of information and the compelling public interest in access to financial data of public officials. In particular, I respectfully request that the Commission evaluate whether the existing statutory requirements for what must be reported in F-1s should be updated and also consider possible alternatives for non-elected, professional legislative staff.

Finally, Section 41 of the bill includes a reference to RCW 42.17A.775(5), which was amended in earlier drafts of this legislation to alter the process by which a successful citizen action plaintiff could be reimbursed. Language creating that new process was removed from the final version of the bill, but the reference in Section 41 was inadvertently retained. In order to avoid creating a conflict in law, and to avoid confusion over the process by which a plaintiff may be reimbursed for reasonable attorney's fees and costs, it is necessary to veto Section 41.

For these reasons I have vetoed Sections 7 and 41 of Substitute House Bill No. 1195.

With the exception of Sections 7 and 41, Substitute House Bill No. 1195 is approved.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Jay Inslee", is positioned above the printed name and title.

Jay Inslee
Governor

JAY INSLEE
Governor



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April 19, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Section 1, Engrossed House Bill No. 1219 entitled:

“AN ACT Relating to providing cities and counties authority to use real estate excise taxes to support affordable housing and homelessness projects.”

We are indeed facing a severe housing shortage in this state and across our nation, and I strongly support this bill. Some towns have already used this increased flexibility in the use of Real Estate Excises Taxes to provide critical shelters and services for families. Extending the timeline for the use of these funds provides cities and counties one of the tools necessary to plan for, acquire, and construct additional shelters and affordable housing in their communities.

However, I am concerned that the language in Section 1, the intent section, could be construed to imply that the use of the Real Estate Excise Tax is sufficient for every community to develop affordable housing and prevent people from entering homelessness. Much more work needs to be done in the areas of zoning and permitting; infrastructure development fees; tax incentives for affordable housing development; and innovative approaches to increase density, improve efficiency and reduce costs. I will work with interested members of the legislature on developing a comprehensive package of tools to help cities and counties adequately address these housing shortages.

For these reasons I have vetoed Section 1 of Engrossed House Bill No. 1219.

With the exception of Section 1, Engrossed House Bill No. 1219 is approved.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Jay Inslee", written over a light blue circular stamp.

Jay Inslee
Governor

JAY INSLEE
Governor



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May 9, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Sections 2 and 7, Engrossed Third Substitute House Bill No. 1324 entitled:

“AN ACT Relating to creating the Washington rural development and opportunity zone act.”

This bill is critical for forest and fish programs and provides additional funding for tribal programs. However, Section 2, which requires the Washington State Institute for Public Policy to conduct a fifty state review on programs that incentivize job creation and private investment in rural and distressed communities, was not funded in the budget. In addition, Section 7, the null and void clause, would void the entire bill if full funding is not provided. Because this bill is critical, I want the remainder of the bill to go into effect even if no funding is provided for some of its provisions.

For these reasons I have vetoed Sections 2 and 7 of Engrossed Third Substitute House Bill No. 1324.

With the exception of Sections 2 and 7, Engrossed Third Substitute House Bill No. 1324 is approved.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Jay Inslee', written over a light blue circular stamp.

Jay Inslee
Governor

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Governor



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May 13, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Section 12, Engrossed Second Substitute House Bill No. 1391 entitled:

“AN ACT Relating to implementing improvements to the early achievers program as reviewed and recommended by the joint select committee on the early achievers program.”

The purpose of Section 12, which directs the Department of Children, Youth and Families (DCYF) to create a workgroup to study the cost of child care regulations, overlaps with the work of the Child Care Collaborative Task Force in HB 1344. In order to streamline efforts and also avoid duplicative efforts, I am directing the Department of Commerce and DCYF to ensure that purpose of Section 12 is incorporated into the work of the HB 1344 Task Force.

For these reasons I have vetoed Section 12 of Engrossed Second Substitute House Bill No. 1391.

With the exception of Section 12, Engrossed Second Substitute House Bill No. 1391 is approved.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Jay Inslee".

Jay Inslee
Governor

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Governor



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May 8, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Sections 13 and 8(1)(a), Second Substitute House Bill No. 1579 entitled:

“AN ACT Relating to implementing recommendations of the southern resident killer whale task force related to increasing chinook abundance.”

This bill implements recommendations of the Southern Resident orca task force (task force) related to increasing chinook abundance.

Current laws and protections are not sufficient. Salmon populations continue to decline putting our beloved orca at risk.

This bill provides the long needed tools to protect salmon habitat when development permits are issued along our marine and freshwater shoreline. Strengthening the hydraulic code will help ensure development projects that affect salmon and their habitats do no harm.

However, I am vetoing Section 13, which would require certain state agencies and local governments to identify river management demonstration projects in Whatcom, Snohomish, and Grays Harbor counties, because it is not a recommendation of the task force. As such, it is outside of both the title and scope of the bill, in violation of Article 2, Sections 19 and 38 of our constitution. Section 13 is unrelated, unnecessary and an unfortunate addition to this important bill about salmon and orca habitat and recovery.

In addition, I am also vetoing Section 8(1)(a), which establishes maximum civil penalty amounts for violations of Chapter 77.55 RCW (Construction Projects in State Waters). Consistent with the task force's recommendations, the original bill established a maximum civil penalty of up to ten thousand dollars for each violation. When the Legislature amended the bill to add Section 13, it simultaneously amended Section 8 and tied the original civil penalty amount to passage of Section 13. It did so by reducing the maximum civil penalty to "up to one hundred dollars" if Section 13 is not enacted by June 30, 2019. By making the original civil penalty amount contingent on passage of an unconstitutional section of the bill, the Legislature further compounded the constitutional violation. In addition, by structuring the contingency language within a subsection of Section 8, the Legislature intentionally attempted to circumvent and impede my veto authority by entangling an unrelated and unconstitutional provision within a recommendation of the task force. In vetoing this subsection, I direct the department to continue to use its authority to secure the effect of the statute, to establish a maximum civil penalty not to exceed the penalty amount established in the original

bill, and to use its rulemaking authority to support these efforts as needed.

I understand the concerns of landowners who are living and working in floodplains and the need for better approaches to protecting their property. We also need to find balance to provide habitat for salmon to spawn and grow if we want to save our orcas. We already have important programs in place to address ecosystem based river management. Watershed solutions should come from local efforts and I encourage people living in these communities to work collaboratively, with their neighbors, local governments, salmon recovery and agricultural preservation organizations to fund effective local solutions.

For these reasons I have vetoed Sections 13 and 8(1)(a) of Second Substitute House Bill No. 1579.

With the exception of Sections 13 and 8(1)(a), Second Substitute House Bill No. 1579 is approved.

Respectfully submitted,



Jay Inslee

Governor

JAY INSLEE
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May 10, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Sections 1 and 4, Engrossed House Bill No. 1638 entitled:

“AN ACT Relating to promoting immunity against vaccine preventable diseases.”

Section 1 authorizes an exemption for proof of immunity based on an antibody test called a titer test. This provision is written too broadly because it applies to all vaccines, not just to Measles, Mumps, and Rubella (or MMR) and other conditions in which an antibody test is reliable. In addition, the Board of Health already allows the use of an antibody test for those vaccines in which the test is reliable, like MMR, so this provision is also unnecessary.

Section 4 contains a rulemaking clause that is unnecessary. Current law already permits the state Board of Health to perform these rulemaking functions, not the Department of Health as this section provides.

These minor changes will not disturb the substance of the bill.

For these reasons I have vetoed Sections 1 and 4 of Engrossed House Bill No. 1638.

With the exception of Sections 1 and 4, Engrossed House Bill No. 1638 is approved.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Jay Inslee", written over a faint circular stamp.

Jay Inslee
Governor

JAY INSLEE
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April 24, 2019

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval, House Bill No. 1866 entitled:

“AN ACT Relating to professional development requirements for child day care centers.”

This bill was intended to delay the effective date of the newly revised Washington Administrative Code (WAC) on general staff qualifications and professional development requirements for early learning professionals in child care centers. I agree with and support this intended purpose. However, the legislation before me would prevent the Department of Children, Youth, and Families from adopting and implementing any changes to professional development requirements until August 1, 2024. As a result, the language of the bill potentially puts Washington in conflict with future federal professional standards that may be required in order to receive federal funds. Therefore, I am vetoing HB 1866, but I am also issuing a formal directive to the Department of Children, Youth, and Families to provide center directors and assistant directors with at least 5 years to comply with the new professional development rules in WAC 110-300-0100.

For these reasons I have vetoed House Bill No. 1866 in its entirety.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Jay Inslee", written over a faint circular stamp.

Jay Inslee
Governor

ABORTION

Abolition of abortion in Washington act: HB 2154
 Insurance coverage, single-invoice billing and segregation: ***2SSB 5602, CH 399 (2019)**
 Insurance coverage, single-invoice billing and segregation plan: HB 1902
 Pain capable unborn child protection act, abortion restrictions/procedures: HB 1526
 Potassium chloride or digoxin, to induce abortion, facility reporting: HB 1525
 Procedures for aborting, various, prohibitions: HB 1526, HB 1560

ACCOUNTANTS AND ACCOUNTING

Licensing, public accounting, attest or compilation services: ***HB 1208, CH 71 (2019)**

ACTIONS AND PROCEEDINGS (See also CIVIL PROCEDURE; ORDERS OF COURT; REAL ESTATE AND REAL PROPERTY)

Nuisance lawsuits, protections for composting from: HB 1167
 Nuisances, airborne, in public parks and recreational facilities: HB 1637

ADMINISTRATIVE HEARINGS, OFFICE

Administrative law judges, collective bargaining for: HB 2017

ADMINISTRATIVE OFFICE OF THE COURTS (See also COURTS; CRIMES; SENTENCING)

Guardianship monitoring pilot program, establishing: HB 1258
 Marital partners, rights and responsibilities handbook: HB 1050, HB 1274

ADMINISTRATIVE PROCEDURE (See also ADMINISTRATIVE HEARINGS, OFFICE; BUILDING CODES AND PERMITS; ECOLOGY, DEPARTMENT; ENVIRONMENT; GROWTH MANAGEMENT; OPEN PUBLIC MEETINGS; WASHINGTON ADMINISTRATIVE CODE)

Administrative law judges, collective bargaining for: HB 2017
 Ecology, department of, regulatory procedures and rule making: HB 1029
 Justice, environmental, state agency incorporation of principles of: EHB 2009, 2SSB 5489
 Land use decisions, judicial review of, provisions: HB 1781
 Occupational boards, review of regulations in jurisdiction of: HB 1770
 Rule making by agencies, expiration requirements: HB 1052
 Rule making by agencies, public role, health care professions fee-setting: ***HB 1753, CH 303 (2019)**
 Rule making by agencies, restrictions and requirements: HB 1052
 Small business regulatory agencies, creating small business bill of rights: HB 2093

ADOPTION

Child-placing agencies, contract evaluation: HB 1367

ADVERTISING

Broadcasters, radio/television, standard B&O tax deduction for advertising: ***HB 2035, CH 449 (2019)**
 Liquor licenses, retail licensee events online promotion: HB 1416, ***SSB 5394, CH 149 (2019)**
 Marijuana businesses, billboards: HB 1466
 Marijuana businesses, signage and advertising: HB 1003, HB 1238
 Photographs, digital alteration of faces/bodies in, written notification: HB 2142
 Political, requirements for political committees: HB 1379
 Political, top five contributors requirement: HB 1379, SB 5221
 Vapor products, regulating advertising of: HB 1932

AERONAUTICS (See also TAXES - AIRCRAFT EXCISE)

Aerospace product development, B&O tax rate increase: HB 1343
 Aircraft, electric aircraft work group, reconvening to conduct study: HB 1397
 Aircraft, electric or hybrid-electric for commercial travel: HB 1397
 Aircraft, failing to register, deferral program: ***SSB 5362, CH 459 (2019)**
 Aircraft, failing to register, deferred finding program: ***ESSB 5997, CH 423 (2019)**
 Aircraft, nonprofit organization emergency medical services, tax preferences: HB 1816
 Airports, port district aircraft noise abatement programs, provisions: HB 1847
 Airports, public use general aviation airport loan program: HB 1456

Airports, using padded body-gripping animal traps: HB 1917
 Aviation facility, new primary commercial, location for: HB 1683, *SSB 5370, CH 396 (2019)
 Commercial aeronautics loan and loan forgiveness program, creating: HB 1455
 Commission, state commercial aviation coordinating commission, creating: HB 1683, *SSB 5370, CH 396 (2019)
 Community aviation revitalization board, convening: HB 1456
 Fuel, sales and use tax revenues, deposits into aeronautics account: HB 1457
 Herbicides, aerial application on forestlands, work group on, establishing: *SSB 5597, CH 355 (2019)
 Unmanned aerial systems, approaching orca whales: HB 1341
 Unmanned aircraft, contraband delivery to person confined in facility: HB 1766
 Unmanned aircraft, contraband delivery to sexually violent predator via: HB 1381
 Wildfires, premobilization aviation assistance program, establishing: HB 1958

AFRICAN-AMERICANS (See also MINORITIES)

Black history month, celebrating: *HR 4614 (2019)
 King, Dr. Martin Luther, Jr., honoring: *HR 4602 (2019)
 Seattle, Central District community preservation and development authority: *HB 1918, CH 447 (2019)

AGRICULTURE (See also AGRICULTURE, DEPARTMENT; FARMS AND FARMING; FOOD AND FOOD PRODUCTS; GROWTH MANAGEMENT; LIVESTOCK; PEST CONTROL AND PESTICIDES; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.)

Adaptive agricultural equipment, sales and use tax preferences, when: HB 1736
 Apiarists, civil liability: *HB 1133, CH 257 (2019)
 Beekeeping, apiarists and apiaries, civil liability: *HB 1133, CH 257 (2019)
 Beekeeping, commercial beekeeper drivers: SSB 5694
 Bees/pollinators, habitat program, protections, and task force: *SSB 5552, CH 353 (2019)
 Biochar, from waste agricultural products: HJM 4000, *SJM 8005 (2019)
 Career and technical education, agriculture career-connected learning within: HB 1863
 Commodities/food products producers, greenhouse gas limits regulatory relief: HB 1985
 Daffodils, recognizing daffodil festival, its organizers, and its royal court: *HR 4626 (2019)
 Damage by wildlife, agricultural, claims for: HB 1875
 Education, agriculture, as career and technical education program: ESSB 5067
 Egg layer operations, commercial, guidelines and requirements: HB 2049
 Fairs, state retail sales tax on sales at, deposit of: HB 1283
 Farm products, vehicle/combinations carrying, highway weight limit exception: *SSB 5883, CH 439 (2019)
 Food policy forum, Washington, establishing: HB 1731
 Food processing facilities, greenhouse gas emission limits exemption for: HB 1984
 Future farmers of America, Washington's, recognizing: *HR 4611 (2019)
 Gardening, community, authorization by cities, towns, and counties: *SSB 5552, CH 353 (2019)
 Hemp, commodity program, developing: *E2SSB 5276, CH 158 (2019)
 Hemp, industrial hemp research pilot program, replacing: HB 1401
 Hemp, industrial, plan for production of: *E2SSB 5276, CH 158 (2019)
 Hemp, licensing and regulatory program for production: HB 1401
 Lands, agricultural, carbon sequestration/storage capabilities, utilizing: HB 2047
 Lands, agricultural, state agency acquisitions, land assessments for: HB 1733
 Lands, agricultural/grazing, lessee consent before early termination of lease: HB 1964
 Lands, former agricultural, riparian-oriented agroforestry pilot initiative: HB 2082
 Products, farm, vehicles carrying, authority to exceed weight limits: HB 1712
 Rangeland fire protection associations, provisions: HB 1188, HB 1894
 Sustainable farms and fields grant program, developing: HB 2095, 2SSB 5947
 Urban agricultural zones, establishment by cities and towns: *SSB 5552, CH 353 (2019)
 Weights and measures program, various provisions: HB 1298
 Workers, H-2A, office of agricultural and seasonal workforce services, establishing: *E2SSB 5438, CH 441 (2019)
 Workers, H-2A, office of H-2A compliance and farm labor, creating: HB 1398
 Workers, H-2A, temporary foreign grower-employed employees as: HB 1398, *E2SSB 5438, CH 441 (2019)

AGRICULTURE, DEPARTMENT (See also AGRICULTURE)

Bees, pollinator health task force, creating: *SSB 5552, CH 353 (2019)
 Bees, pollinator species habitat and health, establishing program: *SSB 5552, CH 353 (2019)
 Cannabis commission, Washington, creating: HB 1974
 Dairy inspection program, milk assessment to fund, delaying expiration: *HB 1429, CH 115 (2019), SB 5447
 Food policy forum, Washington, department role in establishing: HB 1731
 Hemp, commodity program, developing: *E2SSB 5276, CH 158 (2019)
 Imidacloprid, in shellfish beds, NPDES permit issuance, department role: HB 1611
 Livestock brand inspection, WSDA authority to conduct, removing: HB 2075
 Livestock identification, livestock identification advisory committee, provisions: *ESSB 5959, CH 92 (2019)
 Livestock inspection program, repealing provisions: HB 2075
 Livestock inspection program, report concerning: *ESSB 5959, CH 92 (2019)
 Sustainable farms and fields grant program, developing: HB 2095, 2SSB 5947
 Weights and measures program, various provisions: HB 1298
 Wine commission, winery sales tax revenue disbursements to: HB 1243

AIR QUALITY AND POLLUTION (See also CLIMATE; ECOLOGY, DEPARTMENT; ENVIRONMENT; MOTOR VEHICLES; POLLUTION CONTROL HEARINGS BOARD; WATER POLLUTION)

Burning, outdoor, authorizing: ESSB 5279
 Clean energy transformation act, Washington: HB 1211, *E2SSB 5116, CH 288 (2019)
 Greenhouse gas emissions, aligning limits with 2015 Paris agreement: HB 1113
 Greenhouse gas emissions, carbon adder: HB 1211
 Greenhouse gas emissions, carbon free Washington act: HB 1226
 Greenhouse gas emissions, clean fuels program, establishing: HB 1110
 Greenhouse gas emissions, electric zero emission vehicle program: HB 1664
 Greenhouse gas emissions, evaluation under SEPA, rule adoption: HB 1549
 Greenhouse gas emissions, limits, agricultural/food products producers, relief: HB 1985
 Greenhouse gas emissions, limits, exemption for food-processing facilities: HB 1984
 Greenhouse gas emissions, performance standard early adoption program: HB 1257
 Greenhouse gas emissions, planning adder: HB 1128
 Hydrofluorocarbons and substitutes, prohibitions and alternatives: HB 1112
 Motor vehicle emissions, California standards, revising adoption of: HB 1999, SB 5811
 Natural gas, pre-use upstream emissions rate and global warming potential: HB 1597
 Nuisances, airborne, in various public spaces: HB 1637
 Refrigerants, low global warming potential, studying and reporting: HB 1112
 Solid fuel burning devices, particulate air contaminant emission standard: HB 1567
 Sustainable farms and fields grant program, developing: HB 2095, 2SSB 5947

ALCOHOL AND DRUG ABUSE (See also ALCOHOLIC BEVERAGES; HEALTH CARE AUTHORITY; MENTAL HEALTH; TITLE ONLY BILLS)

Behavioral health innovation and integration campus at UW, creating: HB 1593
 Behavioral health organizations, reallocation of duties to MCOs and BH-ASOs: HB 1393, *E2SSB 5432, CH 325 (2019)
 Behavioral health professionals, loan repayment program, establishing: HB 1668
 Behavioral health professions, opportunity grant and scholarship programs: HB 1850, SB 5635
 Behavioral health services, criminal justice system-involved persons needing: HB 1767
 Behavioral health services, dual licensure of certain facilities for: HB 1907
 Behavioral health services, for adolescents, access to: HB 1874
 Behavioral health services, government-funded program, B&O tax deduction: HB 1483
 Behavioral health services, prevention and family services and programs: *HB 1900, CH 172 (2019), SB 5826
 Behavioral health students, internships/supervision, grant program, studying: HB 1668
 Behavioral health, community behavioral health services act, chapter 71.24 as: HB 1331, HB 1393, *SSB 5380, CH 314 (2019), *E2SSB 5432, CH 325 (2019)
 Behavioral health, full integration implementation: HB 1393, *E2SSB 5432, CH 325 (2019)
 Behavioral health, managed care organizations and BH administrative services organizations: HB 1393, *E2SSB 5432, CH 325 (2019)

Behavioral health, Washington health corps initiative for professionals: HB 1668
 Behavioral health, workforce academic and career pathway programs: SSB 5633
 Chemical dependency counselors, mental health provider training to become: HB 1729
 Chemical dependency professionals, providers who qualify as: HB 1874
 Chemical dependency professionals, reciprocity program: ***SB 5054, CH 351 (2019) PV**
 Chemical dependency professionals, renaming: HB 1768
 Commitment, involuntary, diversion of veterans from: HB 1759
 Electronic alcohol monitoring devices and remote services, tax exemptions: HB 1271, HB 2130
 Injection sites, safe, prohibiting, and state regulatory preemption: HB 2112
 Opioid overdose medication, provisions: HB 1039, HB 1331, ***SSB 5380, CH 314 (2019)**
 Opioid use disorder, individuals with, and their newborns: HB 1331, ***SSB 5380, CH 314 (2019)**
 Opioid use disorder, requirements and services, comprehensive: HB 1331, ***SSB 5380, CH 314 (2019)**
 Substance use disorder professionals, as discrete health professionals: HB 1768
 Substance use disorder, agency affiliated counselor applicants with: HB 1529
 Substance use disorder, approved programs, reimbursement rate parity: HB 1907
 Substance use disorder, behavioral health full integration implementation: HB 1393, ***E2SSB 5432, CH 325 (2019)**
 Substance use disorder, community facilities, new types of: HB 1394
 Substance use disorder, health care for, as sensitive health care services: ***SSB 5889, CH 56 (2019)**
 Substance use disorder, minor child in treatment facility for 14 days: HB 1922
 Substance use disorder, recovery coaching services pilot project: HB 1528
 Substance use disorder, recovery support services programs and pilots: HB 1528
 Substance use disorder, secure withdrawal management and stabilization facilities: HB 1907
 Substance use disorder, single-bed certifications under ITA for: HB 1814, E2SSB 5720
 Substance use disorder, treatment systems for, comprehensive provisions: HB 1907
 Substance use disorders, changing to "behavioral health disorders": HB 1814, E2SSB 5720
 Telehealth training/treatment program for at-risk youth, establishing: ESSB 5389
 Treatment, community behavioral health services act, chapter 71.24 as: HB 1331, HB 1393, ***SSB 5380, CH 314 (2019), *E2SSB 5432, CH 325 (2019)**
 Treatment, community facilities for behavioral health, new types of: HB 1394
 Treatment, for adolescents, access to: HB 1874
 Treatment, law enforcement assisted diversion pilot program: HB 1331, ***SSB 5380, CH 314 (2019)**
 Treatment, minor child in treatment facility for 14 days: HB 1922
 Treatment, qualified residential programs licensed as group care facilities: ***HB 1900, CH 172 (2019)**, SB 5826
 Treatment, secure detoxification facilities, renaming of: HB 1907

ALCOHOLIC BEVERAGES (See also ALCOHOL AND DRUG ABUSE)

Alcohol, as contraband on state correctional institution premises: HB 1871
 Cider sales, various: HB 1947
 Farmers markets, various sales at: HB 1947
 Growler, definition: HB 1947
 Importation, delivery by carrier to recipient in state, reporting: HB 1389
 Licenses, arts and crafts activities not a gaming activity for purposes of: HB 1676
 Licenses, community event license for nonprofits: HB 1937
 Licenses, distilleries and craft distilleries, records disclosure exemption: HB 1838
 Licenses, distilleries and craft distilleries, various provisions: HB 1411, E2SSB 5549
 Licenses, domestic winery, beer sales for on-premises consumption: HB 1936
 Licenses, domestic winery, production-related work by student interns: ***EHB 1563, CH 112 (2019)**
 Licenses, grocery store, spirits sales: HB 1118
 Licenses, manufacturers, extending provisions: ***SB 5909, CH 156 (2019)**
 Licenses, microbrewery, farmers market beer sales: HB 1947
 Licenses, renewal date: HB 1557
 Licenses, restaurant, customer recorked/recapped sake removal from premises: ***HB 1672, CH 169 (2019)**
 Licenses, restaurant, soju endorsement: HB 1034
 Licenses, retail licensee events, online promotion: HB 1416, ***SSB 5394, CH 149 (2019)**
 Licenses, retail/on-premises, manufacturer preferential pricing for: HB 1988
 Licenses, tasting room for distilleries, off-site: HB 1411, E2SSB 5549

Licenses, theater, requirements: HB 1004, HB 1904, HB 1905
 Mead sales, various: HB 1947
 Permits, special, postsecondary institutions for student tastings, when: ***EHB 1563, CH 112 (2019)**
 Sake, customer recorked/recapped sake removal from restaurant premises: ***HB 1672, CH 169 (2019)**
 Shipments, common carriers accepting, prohibiting discrimination by: HB 2053
 Soju, restaurant licenses endorsement: HB 1034
 Wine, Washington wine special license plates, creating: HB 2050
 Wineries, domestic, beer sales for on-premises consumption: HB 1936
 Wineries, domestic, customer recorked/recapped wine removal from premises: ***HB 1672, CH 169 (2019)**
 Wineries, domestic, farmers market mead and cider sales: HB 1947
 Wineries, domestic, production-related work by student interns: ***EHB 1563, CH 112 (2019)**
 Wineries, domestic, tax relief: HB 1243

ANIMALS (See also HORSES; HUNTING; LIVESTOCK; STATE DESIGNATIONS, OFFICIAL; VETERINARIANS; WILDLIFE)

Abuse of animals, community reporting and law enforcement response: HB 1919
 Airports, using padded body-gripping animal traps: HB 1917
 Cats, selling in pet stores, requirements and alternatives: HB 1640
 Cats, used for science or research, offering for adoption: ***SSB 5212, CH 184 (2019)**
 Contracts, for cat and dog ownership transfer, when void/unenforceable: HB 1476
 Cruelty, second degree, provisions: HB 1541, HB 1919
 Dogs, assistance, courthouse facility dogs for use by certain witnesses: ***SB 5551, CH 398 (2019)**
 Dogs, breed-based regulations, prohibitions: ***HB 1026, CH 199 (2019)**
 Dogs, nonlethal pursuit training for hunting certain wildlife: ***HB 1516, CH 226 (2019)**
 Dogs, selling in pet stores, requirements and alternatives: HB 1640
 Dogs, used for science or research, offering for adoption: ***SSB 5212, CH 184 (2019)**
 Fighting, crime of, provisions: HB 1919, HB 1929
 Live animals, paramedic training program use of, prohibitions: SSB 5211
 Pets, low-income veterinary services, certain agencies and humane societies: ***SSB 5004, CH 142 (2019)**
 Pets, pet food, scan-down allowances on, B&O taxation purposes: ***EHB 1354, CH 217 (2019)**
 Pets, rabies immunity, positive antibody titers as proof of: HB 1741
 Shelters, facilities projects assistance: HB 1007

APPLIANCES (See also ELECTRONIC PRODUCTS)

Efficiency standards, various appliances: HB 1444
 Refrigerants in appliances, low global warming potential, studying: HB 1112
 Service providers, in-home, licensing and background checks: HB 1967

APPRENTICES AND APPRENTICESHIP PROGRAMS

Building trades, education-based apprenticeship preparation program: HB 1418
 Electrical apprenticeship training program, unemployment benefits eligibility: HB 1438, ***SB 5398, CH 50 (2019)**
 Petroleum high hazard facilities, skilled/trained workforce, apprentices in: HB 1817
 Preapprenticeship training programs, mobile construction, confined juveniles: HB 2064
 Regional apprenticeship pathways program, developing: HB 1418
 Registered programs, increasing: 2SSB 5236
 Registered programs, Native American opportunity scholarship program, creating: HB 2001
 Religious accommodations, by program entities, when: ***SSB 5166, CH 182 (2019)**

ARCHAEOLOGY AND HISTORIC PRESERVATION, DEPARTMENT

Main street programs, criteria for designation by department of: HB 1780

ARCHIVES (See also RECORDS; SECRETARY OF STATE)

Local government archives account, surcharge deposits and funds use: HB 1667, HB 2015
 Regional archive facility, specialized, in eastern Washington, certain funds for: HB 2015
 State archives, Washington state library-archives building project/account: HB 2015

ART AND ARTWORKS

Appropriations, higher education and state agency art: ***HB 1318, CH 240 (2019)**, SB 5375
 Arts and crafts activities, not a gaming activity for liquor license purposes: HB 1676
 Cultural access programs, same requirements for all counties: HB 1435, SB 5792
 George Washington Bush, commemorating through art, task force on, establishing: HB 2134
 Lenin, Vladimir, statute in Seattle of, work group on replacing, creating: HB 2120
 Schools, works of art for buildings and structures, local artist preference: HB 2007

ARTS COMMISSION

Appropriations, higher education and state agency art, commission role: ***HB 1318, CH 240 (2019)**, SB 5375
 Schools, works of art for buildings and structures, local artist preference: HB 2007

ATTORNEY GENERAL

Assistant attorneys general, collective bargaining rights: HB 1299, ***SSB 5297, CH 145 (2019)**
 Exploitation of children, sexual, AG subpoenas for service provider records: HB 1872
 Growth management act ombuds, creating in AG's office: HB 1978
 Immigration enforcement, model policies for limiting, AG role: HB 1815, ***E2SSB 5497, CH 440 (2019)**
 Minority and women-owned businesses, contracts, AG enforcement, repealing: HB 1202
 Multidisciplinary hate crime advisory working group, AG to convene: HB 1732

ATTORNEYS (See also ATTORNEY GENERAL; CIVIL LEGAL AID, OFFICE; PUBLIC DEFENSE, OFFICE)

Bar association, establishment and member-regulating statutes, repealing: HB 1858
 Bar associations, mandatory, prohibiting: HB 1788, HJR 4207
 Bar associations, repealing state bar act: HB 1788
 Contact information, of prosecuting/defense attorney, disclosure, crime of: HB 2019
 Foster care-related legal proceedings, counsel for DCYF and parents for: HB 2083
 Practice of law, shifting regulatory/oversight functions to supreme court: HB 1788, HJR 4207
 Prosecuting attorneys, informant information or testimony, work group: HB 1970, ***SSB 5714, CH 359 (2019)**
 Prosecuting attorneys, informant testimony, jury instruction: HB 1970
 Prosecuting attorneys, informant testimony, local protocols and jury instruction: ***SSB 5714, CH 359 (2019)**

AUDITOR, STATE (See also AUDITORS AND AUDITING)

Duties and procedures, revising: HB 1009
 Election reconciliation reports, statewide, audit of: HB 1887
 Elections, voted ballot rejection rates, auditor analysis of: HB 1861
 Housing finance commission, annual audits of, scope: HB 2011
 Marijuana, traceability system, auditor to audit and report: HB 2076
 Special education, performance audit of revenues and expenditures: ***E2SSB 5091, CH 387 (2019)**

AUDITORS AND AUDITING (See also AUDITOR, STATE)

County auditors, document-recording surcharges, provisions: HB 1667, ***HB 1980, CH 136 (2019)**, HB 2015
 County auditors, election precincts and their boundaries: ESB 5496
 County auditors, name on ballots/envelopes or in voters' pamphlet, prohibitions: HB 1212
 County auditors, recording instruments, library-archives building surcharge: HB 2015

BACKGROUND CHECKS (See also FIREARMS)

Certificates of parental improvement, role when abuse/neglect or dependence: HB 1645
 Explosives licensees and license applicants, background checks: HB 2133
 Guardians ad litem, for child, fingerprint background checks: ***SB 5895, CH 57 (2019)**
 In-home services agencies, various, sharing background check information: HB 1565
 Long-term care, various providers, sharing background check information: HB 1565
 Marijuana businesses, financiers of, criminal history record check: HB 1963
 Service providers, in-home, licensing and background checks: HB 1967
 Volunteers, schools/school districts, criminal records checks: HB 1833
 Work group, on background checks, DCYF to convene: HB 2064

BICYCLES

Bicyclists, as vulnerable users of a public way, protections: HB 1966, ***SSB 5723, CH 403 (2019)**

Definition, "bicycle": *SSB 5723, CH 403 (2019)

Definitions, "bicycle" and "electric-assisted bicycle": HB 1277

Electric-assisted bicycles/equipment, purchase of, sales/use tax exemptions: HB 1986

Nonmotorists, active transportation safety advisory council, convening: HB 1723

Nonmotorists, Cooper Jones active transportation safety council, convening: *SSB 5710, CH 54 (2019) PV

BOATS AND BOATING (See also RIVERS AND STREAMS; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.)

Boating safety education program, adding whale watching materials: *SB 5918, CH 293 (2019)

Fees, various, modifying and remitting to DOL and counties: *EHB 1789, CH 417 (2019)

Registration and certain transactions, service and filing fees, various: *EHB 1789, CH 417 (2019)

Registration, failing to register vessel, deferral program: *SSB 5362, CH 459 (2019)

Registration, failing to register vessel, deferred finding program: *ESSB 5997, CH 423 (2019)

Titles, certificates of, filing fees, various: *EHB 1789, CH 417 (2019)

Vessels, titles, quick title service fees: HB 1027

BONDS (See also BUDGETS; TITLE ONLY BILLS)

Chehalis basin flood damage, projects, general obligation bonds: HB 1154

General obligation bonds, for capital and operating budget projects: HB 1101

General obligation bonds, for military benefit zone public improvements: HB 1386

General obligation bonds, for Puget Sound Gateway projects: HB 2132

General obligation bonds, for Puget Sound Gateway, I-405, and SR-167 projects: *ESSB 5825, CH 421 (2019)

School district bonds and payment levies, simple majority to authorize: HB 1184, HJR 4203

School district capital bond authorization, training for district boards: HB 2023

BOUNDARIES

Election districts, voting precinct boundaries within: ESB 5496

Review boards, unincorporated island of territory annexation not subject to: HB 1357

BREE COLLABORATIVE

Reproductive health care access for all act, role of collaborative: *2SSB 5602, CH 399 (2019)

BUDGETS (See also ECONOMIC AND REVENUE FORECAST COUNCIL; FINANCIAL MANAGEMENT, OFFICE; LEGISLATURE; PUBLIC FUNDS AND ACCOUNTS; SCHOOLS AND SCHOOL DISTRICTS; STATE AGENCIES AND DEPARTMENTS; TITLE ONLY BILLS)

Agency budget requests, impact of certain appropriation levels in: HB 2153

Agency budget requests, zero-based budget review in: HB 2149

Capital, 2019-2021 and supplemental 2019: HB 1102

Capital, animal shelter facilities dedicated funding: HB 1007

Capital, biennial appropriations to public works board from assistance account: HB 1680, HB 1691

Capital, general obligation bonds for projects: HB 1101

Capital, higher education and state agency art appropriations: *HB 1318, CH 240 (2019), SB 5375

Capital, limiting debt proceeds use to capital purposes: HJR 4205

Children, core state services, forecasting/budgeting as maintenance-level costs: HB 2083

Expenditures, discretionary tax expenditure budget, operating budget to include: HB 1703

Federal, balanced budget, U.S. constitutional amendment for: HJM 4005

Fiscal obligations, state, restricting: HJR 4205

Model toxics control act account-related budget information, availability: *ESSB 5993, CH 422 (2019)

Operating, 2019-2021: HB 1109

Operating, general obligation bonds for projects: HB 1101

Operating, governor's nonstate travel, funding: HB 1021

Operating, omnibus appropriations act, discretionary tax expenditure budget in: HB 1703

Operating, school district compensation regionalization factors: HB 1111, HB 1627

Operating, second supplemental 2017-2019: HB 1108

Operating, state balanced budget requirement: HB 2152, HJR 4205

Operating, state balanced budget requirement, fiscal legislation veto impact: HB 2090

Transportation, 2019-2021: HB 1160

Transportation, supplemental 2017-2019: HB 1161

BUILDING CODE COUNCIL (See also BUILDING CODES AND PERMITS)

Fire code, mobile food unit fire permits, rule making: HB 1134

Hydrofluorocarbons and alternatives, rule making: HB 1112

Nonpotable water systems, on-site treated, risk-based standards, rule making: HB 1747

Renewable energy systems, encouraging and studying, council role: HB 1862, *E2SSB 5223, CH 235 (2019)

BUILDING CODES AND PERMITS (See also BUILDING CODE COUNCIL; BUILDINGS, STATE)

Accessory dwelling units, provisions: HB 1797, ESSB 5812

Code enforcement officials, third degree assault of: HB 1337

Electric vehicles, charging stations at new buildings: HB 1257

Energy codes, state, for residential and nonresidential buildings: HB 1257

Fire code, mobile food units and conversion vending units: HB 1134

Food units, mobile, fire code and fire permits: HB 1134

Functional recovery, post-earthquake, building standard and task force: SSB 5247

Hydrofluorocarbons and alternatives, emissions reduction: HB 1112

Product certification agencies, for alternate code compliance: HB 1402

Telecommunications installations, wiring requirements, exemption: HB 1594

Tiny houses, and tiny houses with wheels, international residential code: *ESSB 5383, CH 352 (2019)

BUILDINGS, STATE (See also BUILDING CODES AND PERMITS; CAPITOL CAMPUS, STATE)

Facility projects, water efficient landscaping: HB 1165

Functional recovery, post-earthquake, building standard and task force: SSB 5247

Library-archives building, Washington state, project and account: HB 2015

BUSINESS ORGANIZATIONS (See also COOPERATIVE ASSOCIATIONS; CORPORATIONS)

Cooperative finance organizations, B&O tax deduction: HB 1368

Engineering, entities practicing, registration with department of revenue: SB 5125

Entities, corporate crime act: *HB 1252, CH 211 (2019)

Entities, crimes committed by, fines/legal financial obligations: *HB 1252, CH 211 (2019)

Entities, marijuana business or nonprofit, licensing and residency: HB 1236

Executive pay ratios, excessive, certain surcharges for: HB 1681, HB 1778

Land surveying, entities practicing, registration with department of revenue: SB 5125

Uniform business organizations code, limited cooperative associations: *SB 5002, CH 37 (2019)

BUSINESSES (See also ACCOUNTANTS AND ACCOUNTING; ADVERTISING; AGRICULTURE; ALCOHOLIC BEVERAGES; CONTRACTORS; CORPORATIONS; DRUGS; EMPLOYMENT AND EMPLOYEES; FARMS AND FARMING; FOOD AND FOOD PRODUCTS; INSURANCE; LABOR; MANUFACTURING AND TECHNOLOGY; MOTOR VEHICLES; NEWS MEDIA; PROFESSIONS; REAL ESTATE AND REAL PROPERTY; TAXES - BUSINESS AND OCCUPATION; TITLE ONLY BILLS; TRANSPORTATION; WORKERS' COMPENSATION)

Adult entertainment establishments, entertainer safety and advisory committee: *EHB 1756, CH 304 (2019)

Auction companies, registration with department of revenue: *HB 1176, CH 442 (2019), SB 5125

Bags, retail carryout, standards: HB 1205, ESSB 5323

Call centers, relocation to other country: HB 1960

Collection agencies, serving debtor with summons and complaint: *HB 1066, CH 201 (2019)

Consumer data, Washington privacy act protections: HB 1854, 2SSB 5376

Data brokers, consumer personal information, Washington privacy act: HB 1854, 2SSB 5376

Data brokers, registration and information security program requirements: HB 1503

Data processors, Washington consumer data transparency act: HB 2046

Delivery devices, personal, regulating: HB 1325

Electronic records, distributed ledger technology, use of: *SSB 5638, CH 153 (2019)

Employment positions, creation of, B&O tax credits: HB 1566

Engineering, entities practicing, registration with department of revenue: SB 5125

Farmers markets, alcoholic beverage sales at, various: HB 1947

Food processing facilities, greenhouse gas emission limits exemption for: HB 1984

Food products producers, greenhouse gas limits regulatory relief: HB 1985
 Food service businesses, plastic food service products, prohibitions: HB 1632
 Food service businesses, plastic straws, restrictions: ESSB 5077
 Food service businesses, worker schedule requirements: HB 1491
 Franchises, franchisor/franchisee relationship: HB 1757
 Gas stations, motor fuel pumps, fuel tax sticker for display on: HB 1633
 Gift cards and certificates, provisions: ***HB 1727, CH 376 (2019)**
 Heavy equipment rental property dealers, property tax exemption for: HB 1502
 Hospitality businesses, worker schedule requirements: HB 1491
 Hospitality industry, opportunities for employment in hospitality grant: HB 1556
 Investment management companies, international, tax preferences: ***ESB 6016, CH 426 (2019)**
 Investment management services, international, sales/use tax exemptions: HB 1266
 Land surveying, entities practicing, registration with department of revenue: SB 5125
 Licensing service, small city option to opt out, when: HB 2100
 Licensing, fees, for active duty military spouses: HB 1812
 Lodging, short-term rental operators and platforms, requirements: HB 1798
 Marketplace facilitators, nexus threshold and retail sales tax collection: HB 1890, ***SSB 5581, CH 8 (2019)**
 Noncompetition covenants, enforceable or unenforceable, when: HB 1450, ESSB 5478
 Office space, commercial, development tax incentives: HB 1746, ESSB 5051
 Permanent cosmetics businesses, licensing and regulation: HB 1158
 Personal data, processors of, Washington consumer data transparency act: HB 2046
 Personal information, possessed by businesses, security breaches: HB 1071
 Pet stores, selling dog or cat in, requirements and alternatives: HB 1640
 Product certification agencies, for alternate building code compliance: HB 1402
 Registration, with DOR, annual gross receipts threshold for: HB 1738
 Restaurants, diaper-changing stations: HB 1223
 Restaurants, liquor licenses, soju endorsement: HB 1034
 Retail establishments, worker schedule requirements: HB 1491
 Rewards cards, unclaimed property act exemption: HB 1313
 Security and fire alarm monitoring services, tax exemptions: HB 2130
 Signatures/messages, electronic, distributed ledger technology, use of: ***SSB 5638, CH 153 (2019)**
 Signatures/messages, electronic, repealing electronic authentication act: ***HB 1908, CH 132 (2019)**, SB 5501
 Small, bill of rights for small businesses, regulatory agencies to create and post: HB 2093
 Small, public utility tax gross receipts threshold exemption for, when: HB 1738
 Theaters, liquor licenses for, requirements: HB 1004, HB 1904, HB 1905
 Ticket sellers, web sites of, selling software to interfere with, prohibition: HB 1762
 Travel agents and tour operators, preferential B&O tax rate, eliminating: HB 2141
 Travel agents, preferential B&O tax rate, eliminating: HB 2157
 Usury laws, application to certain delinquent property taxes: HB 1926

CAPITAL PROJECTS ADVISORY REVIEW BOARD

Contracting processes, local government public works, studying: ***ESSB 5418, CH 434 (2019) PV**

CASELOAD FORECAST COUNCIL

Dependency and termination petitions, caseload forecasting by council of: HB 2083
 Promise program and state need grant, eligible students, forecasting: HB 1123
 Washington college grant program, caseload of, estimating: HB 2158

CHIEF INFORMATION OFFICER, OFFICE OF THE STATE

Chief privacy officer, duties related to automated decision systems: HB 1655
 Cloud computing solutions and migration, state agencies, office role: E2SSB 5662
 Data systems/state agencies, payment credentials stored on, office role: HB 1840
 Information technology, modular contracting for procurement, office role: HB 1844
 Privacy and data protection, office of, role: HB 1854, 2SSB 5376

CHILD CARE (See also FOSTER CARE)

Centers, new professional development requirements, delaying enforcement: ***HB 1866 (2019) V**

Centers, new professional development requirements, prohibition: HB 1867
 Community and technical college students, child care access: HB 1303
 Cost of child care regulations, work group to study: HB 1392
 Dependent care assistance program, state agency pilot program: HB 1145
 Early achievers program, improvements to: HB 1391
 Early achievers program, joint select committee on, recommendations: HB 1391
 Early achievers program, mental health consultants and coaching services for: ***2SSB 5903, CH 360 (2019)**
 Firearms, possession on center premises, prohibitions: HB 1530, ESSB 5434
 Illness, child too sick for child care, shared leave for employee: HB 1145
 Immunization, of children, proof of immunity: HB 1019, ***EHB 1638, CH 362 (2019) PV**
 Military families' access to child care and early learning supports program: HB 1144
 Providers, licensing of, education equivalencies: HB 1378
 State employees, child care access: HB 1145
 State employees, child care in-state service shared leave pool: HB 1145
 Vaccination, of children, proof of immunity: HB 1019, ***EHB 1638, CH 362 (2019) PV**
 Washington child care access now act, child care access work group: HB 1344
 Washington, child care industry in, regional assessment: HB 1142
 Working connections program, armed forces members: HB 1141
 Working connections program, consumer income and copay requirements: HB 1391
 Working connections program, homeless children, eligibility for: HB 1574, 2SSB 5820
 Working connections program, minor parent seeking GED: HB 1327
 Working connections program, work requirements, certain college students: HB 1303, HB 2158

CHILDHOOD DEAFNESS AND HEARING LOSS, CENTER FOR

Center for deaf and hard of hearing youth, changing center name to: ***HB 1604, CH 266 (2019)**
 Interpreters, sign language, in education, center role: HB 1623

CHILDREN (See also CHILD CARE; CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT; DOMESTIC RELATIONS; ELECTIONS; FOSTER CARE; HEALTH AND SAFETY, PUBLIC; JUVENILE COURT AND JUVENILE OFFENDERS; PUBLIC ASSISTANCE; SCHOOLS AND SCHOOL DISTRICTS; SEX OFFENSES AND OFFENDERS; SPORTS AND RECREATION)

Abuse or neglect, Christian Science treatment exemption references, removing: HB 1376
 Abuse or neglect, finding of, certificate of parental improvement when, role of: HB 1645
 Abuse or neglect, health care faith-based practices exemption, when: HB 1376
 Abuse or neglect, investigation by multidisciplinary child protection teams: HB 1595, ***SSB 5461, CH 82 (2019)**
 Abuse or neglect, reporting: HB 2033
 Adverse experiences, resiliency-building strategies: HB 1925
 Ammunition, lead, selling/giving to person under 21: HB 1346
 Births, live, single comprehensive state vital records system: HB 1550, ***ESSB 5332, CH 148 (2019)**
 Child welfare housing assistance pilot program and stakeholder group, establishing: ***2SSB 5718, CH 328 (2019)**
 Child welfare housing assistance program and stakeholder group, establishing: HB 1749
 Child welfare services, certificates of parental improvement: HB 1645
 Child welfare services, child welfare worker supports and technical work group: ***SSB 5955, CH 470 (2019)**
 Child welfare services, child welfare worker supports and work group: HB 1631
 Child welfare services, kinship care givers, maintenance payments to: HB 2101
 Child welfare services, kinship care legal aid coordinator, office of, creating: ***SB 5651, CH 465 (2019)**
 Child welfare services, out-of-home care placement, search for relatives: HB 2026
 Child-placing agencies, contract evaluation: HB 1367
 Children's day and the children of Washington, celebrating: ***HR 4612 (2019)**
 Controlled substances, illegal consumption in child's presence, sentencing: HB 1700
 Diaper-changing stations, in restaurants: HB 1223
 Diapers, sales and use tax exemptions: HB 1054
 Dogs, courthouse facility dogs, use by children when testifying: ***SB 5551, CH 398 (2019)**
 Girl scouts, honoring girl scout movement: ***HR 4625 (2019)**
 Internet safety policy, libraries, preventing minor access to harmful depictions: HB 1635
 Marriage, before age 18, voiding and prohibiting: HB 1883

Medicaid, apple health for kids, access to: HB 1186
 Motor vehicle child restraint systems, requirements and information: HB 1012
 Newborns, universal home visiting and statewide family linkage programs: HB 1771
 Products, children's, priority chemicals in, reducing: HB 1194, ***SSB 5135, CH 292 (2019)**
 Recreational organizations, youth, certified child safety policy and pilot: HB 1140
 Resiliency-building strategies, adverse experiences screening, pilot program: HB 1925
 Sexual abuse, investigation by multidisciplinary child protection teams: HB 1595, ***SSB 5461, CH 82 (2019)**
 Sexual assault, child victim personal information, confidentiality of: ***HB 1505, CH 300 (2019)**
 Sexual exploitation of children, adults offenders, mandatory fees: HB 1836
 Sexual exploitation of children, AG subpoenas for service provider records: HB 1872
 Sexually exploited youth, commercially, provisions: HB 1775
 Women, infant, and children farmers market nutrition program, fruit/vegetable benefit: HB 1587
 Youth courts, jurisdiction over civil infractions by juveniles: SB 5640
 Youth, at-risk, detention for failure to comply with court order, eliminating: HB 1434, ***E2SSB 5290, CH 312 (2019)**
 Youth, homeless, HOPE centers and outreach services for street youth: ***HB 1657, CH 124 (2019)**
 Youth-serving organizations, mandatory child abuse or neglect reporting: HB 2033

CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT (See also CHILD CARE; FOSTER CARE; JUVENILE COURT AND JUVENILE OFFENDERS)

Background checks work group, DCYF to convene: HB 2064
 Background checks, of employees, certificate of parental improvement role: HB 1645
 Care, statewide system for children, youth, and families, changes to allow: HB 2063, ***SSB 5955, CH 470 (2019)**
 Child welfare housing assistance pilot program and stakeholder group, establishing: ***2SSB 5718, CH 328 (2019)**
 Child welfare housing assistance program and stakeholder group, establishing: HB 1749
 Child welfare services, certificates of parental improvement: HB 1645
 Child welfare services, child welfare worker supports and technical work group: ***SSB 5955, CH 470 (2019)**
 Child welfare services, child welfare worker supports and work group: HB 1631
 Child welfare services, kinship care givers, maintenance payments to: HB 2101
 Child welfare services, kinship care legal aid coordinator, office of, creating: ***SB 5651, CH 465 (2019)**
 Child welfare services, out-of-home care placement, search for relatives: HB 2026
 Child-placing agencies, contract evaluation by DCYF: HB 1367
 Children, core state services for, forecasting and budgeting, DCYF role: HB 2083
 Developmental disabilities, children with, early childhood program eligibility: HB 1267, ***SSB 5089, CH 409 (2019), *2SSB 5437, CH 408 (2019)**
 Disabilities, children with, early childhood program eligibility: ***SSB 5089, CH 409 (2019), *2SSB 5437, CH 408 (2019)**
 Early achievers program, improvements to: HB 1391
 Early achievers program, joint select committee on, recommendations: HB 1391
 Early achievers program, mental health consultants and coaching services for: ***2SSB 5903, CH 360 (2019)**
 Early childhood education and assistance program, outcome evaluation: HB 1391
 Early childhood education and assistance, birth-to-3 pilot program: HB 1351, ***2SSB 5437, CH 408 (2019)**
 Early childhood education and assistance, expanding eligibility: HB 1267, HB 1351, HB 1574, ***SSB 5089, CH 409 (2019), *2SSB 5437, CH 408 (2019)**
 Early learning dual language grant program, DCYF role: HB 1322
 Early learning providers, qualifications and certificate equivalent: HB 2094
 Early learning, funding from education legacy trust account: HB 2156
 Foster care-related legal proceedings, counsel for DCYF and parents for: HB 2083
 Juvenile rehabilitation facilities, juvenile offenders convicted in adult court in: HB 1646
 Juvenile rehabilitation facilities, offender participation in programs: HB 1740, ***SSB 5815, CH 468 (2019)**
 Juvenile rehabilitation facilities, solitary confinement, monitoring use: HB 2080
 Military families' access to child care and early learning supports program: HB 1144
 Newborns, universal home visiting and statewide family linkage programs: HB 1771
 Overnight care of children, substitute caregivers, information disclosure exemption: HB 2063, ***SSB 5955, CH 470 (2019)**
 Oversight board for DCYF, membership, expanding: ***HB 1561, CH 429 (2019)**, SB 5435
 Resource and assessment centers for children, outcomes evaluation: HB 1609

Social workers, DCYF, professional loan repayment program, establishing: HB 2002
 Street youth, services for, DCYF role: ***HB 1657, CH 124 (2019)**
 Technical amendments to RCW, in connection with DCYF: HB 1091
 Workforce education investment account, appropriations from: HB 2158
 Youth development work group, creating within DCYF: HB 1644
 Youth-serving organizations, mandatory child abuse or neglect reporting: HB 2033

CITIES AND TOWNS (See also COUNTIES; GROWTH MANAGEMENT; HOMES AND HOUSING; LOCAL GOVERNMENT; PARKS; PUBLIC WORKS; TAXES - REAL ESTATE SALES EXCISE; UTILITIES)

Annexation, unincorporated areas, code city agreement with county: HB 1598
 Annexation, unincorporated island of territory: HB 1357
 Commercial office space, development tax incentives: HB 1746, ESSB 5051
 Community preservation and development authorities, creating: ***HB 1918, CH 447 (2019)**
 Contracts, bidding, lowest responsible bidder: HB 1174
 Contracts, public works contract thresholds: ***ESSB 5418, CH 434 (2019) PV**
 Facilities, public, impact on ethnically diverse/high poverty areas, mitigating: HB 1724
 Improvement districts, local, for off-street parking facilities: HB 1083
 Metropolitan municipal corporations, tax rates disclosure: ESSB 5024
 Parking facilities, off-street, city-owned property used for, sales of: HB 1083
 Pavement condition, arterial systems, city/town reporting: HB 1695
 Plan of government, abandonment in favor of council-manager, resolution: HB 1666
 Seattle, Central District community preservation and development authority: ***HB 1918, CH 447 (2019)**
 Seattle, general strike of 1919, recognizing: ***HR 4606 (2019)**
 Seattle, statute of Vladimir Lenin in, work group on replacing, creating: HB 2120
 Seattle, taxing authority for Alaskan Way viaduct replacement project: HB 1809
 Small cities, option to opt out of business licensing service, when: HB 2100
 Utilities, city/town services for tenants, collection of delinquent charges: HB 1705, HB 2069
 Utility services, beyond city limits, annexation covenant requirement, prohibiting: HB 1737

CITIZEN COMMISSION FOR PERFORMANCE MEASUREMENT OF TAX PREFERENCES

Tax expenditures, renaming "preferences" as, revised commission provisions: HB 1703

CIVIL LEGAL AID, OFFICE

Kinship care legal aid coordinator, office of, creating: ***SB 5651, CH 465 (2019)**

CIVIL PROCEDURE (See also ACTIONS AND PROCEEDINGS; CRIMINAL PROCEDURE)

Actions, commencing with filing of complaint: HB 1536
 Collection agencies, serving debtor with summons and complaint: ***HB 1066, CH 201 (2019)**
 Contracts, past due payments, impact on limitations period: ***HB 1730, CH 377 (2019)**
 Evidence, Indian tribal laws, proceedings, and records admissibility: ***SB 5083, CH 39 (2019)**
 Facial recognition technology, government data from, use as evidence: HB 1654
 Harassment, state employee claim, personal information use to harass due to: HB 1692
 Privacy, invasion of, physical and constructive: HB 1270
 Property, forfeiture of seized, procedures and reporting: HB 1269
 Statute of limitations, disputes between elected officials, tolling during mediation: ***SSB 5560, CH 463 (2019)**
 Statute of limitations, tolling from filing of complaint: HB 1536
 Survival of actions, provisions: HB 1135, ***SSB 5163, CH 159 (2019)**
 Wrongful death actions, survival and beneficiaries of: HB 1135, ***SSB 5163, CH 159 (2019)**

CLEAN AIR AGENCIES

Nuisances, airborne, in various public spaces, enforcement: HB 1637

CLIMATE (See also AIR QUALITY AND POLLUTION; ENERGY; ENVIRONMENT; TITLE ONLY BILLS; UTILITIES)

Carbon sequestration advisory group, forming: HB 2047
 Carbon sequestration, riparian-oriented agroforestry pilot initiative, establishing: HB 2082
 Carbon sequestration/storage capabilities of natural and working land, utilizing: HB 2047

Climate science standards, teacher training in, grant program: HB 1496
 Energy and climate policy advisory committee, convening: HB 1211, *E2SSB 5116, CH 288 (2019)
 Paris climate agreement, 2015, aligning with: HB 1113

CODE REVISER (See also INITIATIVE AND REFERENDUM)

Employees of statute law committee, collective bargaining rights: HB 1452

COLLECTIVE BARGAINING (See also LABOR)

Administrative law judges, collective bargaining for: HB 2017
 Attorney general's office, assistant attorneys in, collective bargaining: HB 1299, *SSB 5297, CH 145 (2019)
 Bargaining unit representatives, adult family home training network relation to: HB 1675
 Bargaining unit representatives, determination through cross-check: HB 1575
 Contractors, sick leave benefits alternative process: *SB 5233, CH 236 (2019)
 Corrections, department of, employee interest arbitration: HB 1042, *2SSB 5021, CH 233 (2019)
 Fish and wildlife officers, interest arbitration/bargaining: HB 1217
 Fish and wildlife officers, rank of sergeant, interest arbitration/bargaining: HB 2037
 Judge and commissioner assistants, excluding from "public employee": HB 1333
 Legislative branch employees, collective bargaining rights: HB 1452
 Municipal police districts, law enforcement officers in, collective bargaining: HB 1458
 Uniformed personnel, regional jails and detention facilities, interest arbitration: *SB 5199, CH 280 (2019)
 Uniformed personnel, universities and state college, interest arbitration: HB 1043, *SB 5022, CH 234 (2019) PV
 Union security provisions, striking from collective bargaining statutes: HB 1575

COLLEGES AND UNIVERSITIES (See also COMMUNITY AND TECHNICAL COLLEGES; CONTRACTORS; HEALTH CARE PROFESSIONS AND PROVIDERS; STATE AGENCIES AND DEPARTMENTS; STUDENT ACHIEVEMENT COUNCIL; VOCATIONAL EDUCATION; WORKER TRAINING AND WORKFORCE NEEDS)

Advanced placement (AP) exams, credit policy for: *ESSB 5410, CH 316 (2019)
 Alcoholic beverages, special permit for institutions for student tastings, when: *EHB 1563, CH 112 (2019)
 Alcoholic beverages, winery production work by student interns: *EHB 1563, CH 112 (2019)
 Art, higher education appropriations: *HB 1318, CH 240 (2019), SB 5375
 Assistance for students, homeless or formerly in foster care, pilot program: HB 1572, *2SSB 5800, CH 330 (2019)
 Athletes, intercollegiate, compensation of, unfair practices: HB 1084
 Behavioral health professionals, loan repayment program, establishing: HB 1668
 Behavioral health professions, opportunity grant and scholarship programs: HB 1850, SB 5635
 Behavioral health students, internships/supervision, grant program, studying: HB 1668
 Behavioral health workforce academic and career pathway programs: SSB 5633
 Budgets for administrative, academic, and auxiliary units, displaying: HB 2089
 Cambridge international exams, credit policy for: *ESSB 5410, CH 316 (2019)
 Career connected learning coordinators, at colleges/universities: HB 1336, E2SSB 5327
 Central Washington U., mental health services, additional hiring to improve: HB 1735
 Children's educational savings account program, establishing: HB 1592
 Complaints, student complaint portal, modifications: HB 2014
 Course materials, open educational resources or low-cost materials, notice: HB 1701
 Course materials, open source instructional, tax credits: HB 1470
 Credit, academic, for prior learning: 2SSB 5236
 Credit, transfer of lower-division, when revisions to course requirements: HB 1704
 Credits, undergraduate, systemwide policy for certain exams, establishing: *ESSB 5410, CH 316 (2019)
 Degrees, free to finish college program, Washington, establishing: HB 1950
 Doctorate level degrees, applied in education, regional university offering of: HB 1755
 Drugs, opioid overdose medications, higher education access: HB 1039, *SSB 5380, CH 314 (2019)
 Eastern Washington U., peer mentors and supplemental instruction: HB 1735
 Evergreen State College, The, first-year experience program, implementing: HB 1735
 Evergreen State College, The, precollege immersion programs, implementing: HB 1735
 Faculty, higher education retirement plans, supplemental benefit contribution rates: HB 1661
 Financial aid, behavioral health loan repayment program, establishing: HB 1668
 Financial aid, college bound scholarship program, eligibility: HB 1311

Financial aid, college bound scholarship program, homeless students: HB 1278
 Financial aid, college bound scholarship, within Washington promise: HB 1123
 Financial aid, dual enrollment scholarship pilot program, Washington: HB 1973
 Financial aid, educator conditional scholarship and loan repayment programs: HB 1139
 Financial aid, Native American opportunity scholarship program, establishing: HB 2001
 Financial aid, opportunity scholarship program: HB 1123, HB 1927, HB 2158
 Financial aid, public service graduate degree conditional grant program: HB 1735
 Financial aid, social work professional loan repayment program, establishing: HB 2002
 Financial aid, state need grant, replacing with college grant program: HB 2158
 Financial aid, state need grant, replacing with college promise scholarship: HB 1340, E2SSB 5393
 Financial aid, state need grant, within Washington promise: HB 1123
 Financial aid, Washington college grant program, creating: HB 2158
 Financial aid, Washington college promise scholarship program, creating: HB 1340, E2SSB 5393
 Financial aid, Washington higher education loan program, repealing: HB 1542
 Financial aid, Washington national guard postsecondary education grant program: HB 1201, SB 5197
 Financial aid, Washington student loan program, creating: HB 1542, HB 2158
 Financial aid, Washington student loan refinancing program, creating: 2SSB 5774
 Financing for education, income share agreement pilot program, creating: 2SSB 5774
 Food assistance, SNAP program, EBT card use on postsecondary campuses: HB 1893
 Food assistance, SNAP program, postsecondary student eligibility: HB 1893
 For-profit and formerly for-profit institutions, regulating: HB 1124
 For-profit institutions, ombuds office for students, creating: HB 1124
 Health plan coverage for students, reproductive health care access for all act: HB 1612, ***2SSB 5602, CH 399 (2019)**
 High school students, concurrent enrollment programs, accreditation: HB 1734
 Houses, tiny, student involvement in building: ***ESSB 5383, CH 352 (2019)**
 Incarcerated adults, postsecondary degree programs: ***2SSB 5433, CH 397 (2019)**
 International baccalaureate exams, credit policy for: ***ESSB 5410, CH 316 (2019)**
 Interpreters, sign language, in education and workplace, programs of study: HB 1623
 Medical school graduates, international, assistance program and committee: HB 2104
 Medical school graduates, international, barriers/assistance program, studying: ***2SSB 5846, CH 329 (2019)**
 Medical school graduates, international, residency programs: HB 2104
 Medical school graduates, international, work group for studying, establishing: ***2SSB 5846, CH 329 (2019)**
 Mental health counselors, for veterans attending colleges: HB 1716, SSB 5428
 Police officers, universities and TESC, interest arbitration: HB 1043, ***SB 5022, CH 234 (2019) PV**
 Private degree-granting postsecondary institutions, student protections: HB 2014
 Religious accommodations, by postsecondary institutions: ***SSB 5166, CH 182 (2019)**
 Research, dogs and cats used by postsecondary facilities for, adoption: ***SSB 5212, CH 184 (2019)**
 Research, records release process for, institution exemption: ***SB 5786, CH 88 (2019)**
 Running start program, student low-income status documentation: SSB 5593
 Sexual violence, Title IX protections and compliance, legislative task force: HB 1998
 Substance use disorder, students with, recovery services grant program: HB 1528
 Textbooks, open education resources or low-cost materials, notice: HB 1701
 Textbooks, open source instructional materials, tax credits: HB 1470
 Tuition recovery trust funds and surety bonds, for-profit institutions: HB 1124
 Tuition recovery trust funds and surety bonds, private institutions: HB 2014
 Tuition/fees, "resident student," criteria for veteran to qualify as: ***HB 1688, CH 126 (2019)**
 Tuition/fees, exemption, highway worker's spouse/children: ***SB 5119, CH 144 (2019)**
 Tuition/fees, waiver, space available tuition waivers, educational employees: HB 1139
 Tuition/fees, waiver, veterans and national guard members: HB 1178, ESB 5755
 U. of Washington Bothell, behavioral health online courses for school staff: HB 1479
 U. of Washington, behavioral health innovation/integration campus, creating: HB 1593
 U. of Washington, behavioral health partnership access line for schools: HB 1876
 U. of Washington, board of regents, adding faculty member: HB 1079
 U. of Washington, child/adolescent psychiatry residency positions: HB 1876, ***2SSB 5903, CH 360 (2019)**
 U. of Washington, dialectical behavior therapy certificate programs: HB 1721

U. of Washington, environmental/forest sciences, small forestland owner trends: ***ESSB 5330, CH 457 (2019)**
 U. of Washington, forefront suicide prevention, grants to school districts: HB 1221
 U. of Washington, health sciences library, online access, veterinarians: HB 1555, ***SB 5000, CH 140 (2019)**
 U. of Washington, inpatient care teaching/training hospital siting, report on: HB 1593
 U. of Washington, law school, informant reliability work group role of: ***SSB 5714, CH 359 (2019)**
 U. of Washington, public service graduate degree conditional grant program: HB 1735
 U. of Washington, riparian-oriented agroforestry pilot initiative, UW role: HB 2082
 U. of Washington, student supports work group, convening: HB 1876
 U. of Washington, with Project ECHO, telehealth program for at-risk youth: ESSB 5389
 Veterans attending colleges, mental health counselors for: HB 1716, SSB 5428
 Washington State U., 2014 Carlton/2015 Okanogan complexes fires, studying: HB 1941
 Washington State U., board of regents, adding faculty member: HB 1079
 Washington State U., child/adolescent psychiatry residency positions: HB 1876, ***2SSB 5903, CH 360 (2019)**
 Washington State U., criminal justice, domestic violence risk assessment: HB 1517
 Washington State U., energy program, alternative fuel vehicles, program: HB 2042
 Washington State U., regional sexual assault nurse examiner leader pilot program: HB 1942
 Washington State U., riparian-oriented agroforestry pilot initiative, WSU role: HB 2082
 Washington State U., sexual assault nurse examiners in E. Washington, program: HB 1942
 Washington State U., stormwater center, don't drip and drive program: HB 1853
 Western Washington U., enhanced career services model, implementing: HB 1735
 Workforce education investment account, appropriations from: HB 2158

COMMERCE, DEPARTMENT (See also ENERGY; HOMELESS PERSONS; HOMES AND HOUSING; MANUFACTURED HOUSING AND MOBILE HOMES; REAL ESTATE AND REAL PROPERTY; REENTRY COUNCIL, STATEWIDE; RETIREMENT AND PENSIONS; STUDIES)

Animal shelters, facilities projects assistance: HB 1007
 Building communities fund program, grant assistance award amounts: HB 1952
 Child care industry in Washington, regional assessment, DOC role: HB 1142
 Electric utility net metering, work group on future of, convening: HB 1862
 Energy and climate policy advisory committee, convening: HB 1211, ***E2SSB 5116, CH 288 (2019)**
 Energy performance standard, commercial buildings, early adoption program: HB 1257
 Growth management act, repeal of, conforming changes due to, DOC role: HB 1214
 Homeless youth prevention and protection programs, office of, provisions: ***HB 1657, CH 124 (2019)**
 Housing information guide, in English and Spanish, for tenants and owners: HB 1463
 Housing trust fund, reports: ESSB 5746
 Industrial waste coordination program and waste heat/materials use projects: HB 2079, SSB 5936
 Local government entities, tax revenue capacity, studying: HB 1008
 Property, crimes against, law enforcement grant program, establishing: HB 1280
 Substance use disorder, recovery residence program and associated grants: HB 1528

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Fishing vessels, commercial, crewmember license: HB 1769
 Oil facilities and tankers, crude oil type and gravity: HB 1578
 Oil transport, risk model, vessel restrictions, tug escorts, and response system: HB 1578
 Pilots and pilot trainees, rest periods: ***HB 1647, CH 123 (2019)**
 Salish Sea shared waters forum, emergency response system funding: HB 1578
 Vehicles shipped as marine cargo, registration exemption: SSB 5267
 Vehicles shipped as marine cargo, unregistered, public roadway operation: HB 1254

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Advanced placement (AP) exams, credit policy for: ***ESSB 5410, CH 316 (2019)**
 Alcoholic beverages, special permit for institutions for student tastings, when: ***EHB 1563, CH 112 (2019)**
 Alcoholic beverages, winery production work by student interns: ***EHB 1563, CH 112 (2019)**
 Art, higher education appropriations: ***HB 1318, CH 240 (2019)**, SB 5375

Assistance for students, homeless or formerly in foster care, pilot program: HB 1572, ***2SSB 5800, CH 330 (2019)**
 Athletes, intercollegiate, compensation of, unfair practices: HB 1084
 Behavioral health professionals, loan repayment program, establishing: HB 1668
 Behavioral health professions, opportunity grant and scholarship programs: HB 1850, SB 5635
 Behavioral health services, plan for community and technical colleges: HB 1735
 Behavioral health students, internships/supervision, grant program, studying: HB 1668
 Behavioral health workforce academic and career pathway programs: SSB 5633
 Cambridge international exams, credit policy for: ***ESSB 5410, CH 316 (2019)**
 Career connected learning coordinators, at colleges: HB 1336, E2SSB 5327
 Child care, working connections, removing student work requirement, when: HB 1303, HB 2158
 Children's educational savings account program, establishing: HB 1592
 Counselors, standards and staffing ratio: HB 1355
 Course materials, low-cost required instructional, use of, notice: HB 1702
 Course materials, open source instructional, tax credits: HB 1470
 Credit, academic, for prior learning: 2SSB 5236
 Credit, lower-division, transfer to four-year institutions, provisions: HB 1704
 Credits, systemwide policy for certain exams, establishing: ***ESSB 5410, CH 316 (2019)**
 Degrees, free to finish college program, Washington, establishing: HB 1950
 Diversity, equity, and inclusion and associated activities, offices of: HB 1300
 Diversity, equity, and inclusion goals, strategic plans and funding to address: HB 2059
 Drugs, opioid overdose medications, higher education access: HB 1039, ***SSB 5380, CH 314 (2019)**
 Emergency assistance for students, grant program for: HB 1893
 Faculty, higher education retirement plans, supplemental benefit contribution rates: HB 1661
 Financial aid, behavioral health loan repayment program, establishing: HB 1668
 Financial aid, college bound scholarship program, eligibility: HB 1311
 Financial aid, college bound scholarship program, homeless students: HB 1278
 Financial aid, college bound scholarship, within Washington promise: HB 1123
 Financial aid, dual enrollment scholarship pilot program, Washington: HB 1973
 Financial aid, Native American opportunity scholarship program, establishing: HB 2001
 Financial aid, opportunity scholarship program: HB 1123, HB 1927, HB 2158
 Financial aid, social work professional loan repayment program, establishing: HB 2002
 Financial aid, state need grant, replacing with college grant program: HB 2158
 Financial aid, state need grant, replacing with college promise scholarship: HB 1340, E2SSB 5393
 Financial aid, state need grant, within Washington promise: HB 1123
 Financial aid, Washington college grant program, creating: HB 2158
 Financial aid, Washington college promise scholarship program, creating: HB 1340, E2SSB 5393
 Financial aid, Washington higher education loan program, repealing: HB 1542
 Financial aid, Washington national guard postsecondary education grant program: HB 1201, SB 5197
 Financial aid, Washington student loan program, creating: HB 1542, HB 2158
 Financial aid, Washington student loan refinancing program, creating: 2SSB 5774
 Financing for education, income share agreement pilot program, creating: 2SSB 5774
 Food assistance, basic food work requirements, educational programs for: HB 1893
 Food assistance, SNAP program, EBT card use on postsecondary campuses: HB 1893
 Food assistance, SNAP program, postsecondary student eligibility: HB 1893
 Funding, reinvest in our colleges program, establishing: HB 1300
 Guided pathways model, including student success course, implementing: HB 1735
 Health plan coverage for students, reproductive health care access for all act: HB 1612, ***2SSB 5602, CH 399 (2019)**
 High school diplomas, through community or technical college: ***HB 1714, CH 269 (2019)**, SB 5113
 High school students, concurrent enrollment programs, accreditation: HB 1734
 Houses, tiny, student involvement in building: ***ESSB 5383, CH 352 (2019)**
 Incarcerated adults, postsecondary degree programs: ***2SSB 5433, CH 397 (2019)**
 International baccalaureate exams, credit policy for: ***ESSB 5410, CH 316 (2019)**
 Interpreters, sign language, in education and workplace, programs of study: HB 1623
 Promise, Washington, establishing new program as pilot: HB 1123
 Religious accommodations, by postsecondary institutions: ***SSB 5166, CH 182 (2019)**

Research, records release process for, institution exemption: ***SB 5786, CH 88 (2019)**
 Running start program, student low-income status documentation: SSB 5593
 Running start program, summer school pilot program, establishing: HB 1459
 Sexual violence, Title IX protections and compliance, legislative task force: HB 1998
 Substance use disorder, students with, recovery services grant program: HB 1528
 Textbooks, low-cost required instructional materials, use of, notice: HB 1702
 Textbooks, open source instructional materials, tax credits: HB 1470
 Tuition/fees, "resident student," criteria for veteran to qualify as: ***HB 1688, CH 126 (2019)**
 Tuition/fees, waiver, veterans and national guard members: HB 1178, ESB 5755
 Workforce education investment account, appropriations from: HB 2158

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Adult diploma and workforce training program, Washington, establishing: HB 1903
 Assistance for students, homeless or formerly in foster care, pilot program: HB 1572, ***2SSB 5800, CH 330 (2019)**
 Behavioral health services, plan for community and technical colleges: HB 1735
 Guided pathways model, including student success course, implementing: HB 1735
 Promise program, new Washington, establishing, state board role: HB 1123
 Running start program, summer school pilot program, establishing, board role: HB 1459

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Broadband infrastructure, grant and loan program, CERB role: HB 1606

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Broadband access, in unserved areas, grant and loan program for: HB 1498, ***2SSB 5511, CH 365 (2019)**
 Broadband infrastructure, grants and loans to political subdivisions and tribes: HB 1606
 Broadband office, governor's statewide, establishing: HB 1498, ***2SSB 5511, CH 365 (2019)**
 Cloud computing solutions and migration, state agency requirements: E2SSB 5662
 Computer science education programs, K-12, data concerning: HB 1577
 Cyber harassment, renaming cyberstalking as, and modifying provisions: HB 2129
 Data centers, server equipment/power infrastructure, sales/use tax exemptions: HB 2148
 Data systems/state agencies, payment credentials stored on, requirements: HB 1840
 Databases, state agency, limiting availability for immigration enforcement: HB 1815, ***E2SSB 5497, CH 440 (2019)**
 Digital assets, uniform fiduciary access to digital assets act, compliance: HB 1150
 Elections, ballots, return by email or fax, eliminating: HB 2111
 Electronic signatures/messages, distributed ledger technology, use of: ***SSB 5638, CH 153 (2019)**
 Electronic signatures/messages, electronic authentication act, repealing: ***HB 1908, CH 132 (2019)**, SB 5501
 Hours worked on computer, for state agency services contracts, verifying: HB 1744
 Information technology, state agency procurement, modular contracting: HB 1844
 Inmates, jails/correctional facilities, electronic media services contracts for: HB 1751
 Internet infrastructure, rural county, state sales tax credit: HB 1800
 Internet safety policy, library adoption, requirements: HB 1635
 Internet, secure access/digital learning, juveniles serving term of confinement: HB 2064
 Internet, secure connections for inmate postsecondary education and training: ***2SSB 5433, CH 397 (2019)**
 Journals, peer-reviewed, electronic access for state employees, studying: HB 1363
 Personal data, processors of, Washington consumer data transparency act: HB 2046
 Personal information, consumer data and related, Washington privacy act: HB 1854, 2SSB 5376
 Personal information, data broker registration and security programs: HB 1503
 Personal information, data systems protections and security breaches: HB 1071
 Records, electronic, distributed ledger technology, use of: ***SSB 5638, CH 153 (2019)**
 Records, remote services, AG subpoenas when child sexual exploitation: HB 1872
 Repair and servicing of digital products, fair repair act: HB 1342
 Schools, elective computer science course access: ***SB 5088, CH 180 (2019)**
 Service providers, in-home, licensing and background checks: HB 1967

Sexually explicit or intimate images of minors, minors possessing/dealing in: HB 1742
 Ticket sellers, web sites of, selling software to interfere with, prohibition: HB 1762

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Bump-fire stock buy-back program, SB 6025 concerning, authorizing consideration of: ***SCR 8406 (2019)**
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 Legislature, joint session, state of state message: ***HCR 4400 (2019)**
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 Marbled murrelet, long-term conservation strategies: HB 1546

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Access to foundational texts act of 2019, student access to Bible, constitutions, and other texts: HB 2147
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 Contractors, safeguards for consumers engaging, convening work group on: HB 1752, ***SB 5795, CH 155 (2019)**
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 Insurance, dental only plans, patient and provider protections: HB 1018
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 Medical services, balance billing, prohibitions: HB 1215
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 Patient protection and affordable care act, federal, codifying provisions of: HB 1870
 Personal data, processors of, Washington consumer data transparency act: HB 2046
 Personal information, data broker registration and security programs: HB 1503
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 Privacy act, Washington, consumer data and related information: HB 1854, 2SSB 5376

Private degree-granting postsecondary institutions, student protections: HB 2014

Private vocational schools, unfair practices by: HB 2014

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Building trades, education-based apprenticeship preparation program: HB 1418

Construction defect actions, against construction professionals, requirements: HB 1576

Construction, certain activities, sales tax exemption for certain persons: HB 1987

Consumers, safeguards for engaging contractors, work group on, convening: HB 1752, *SB 5795, CH 155 (2019)

Direct contractors, wage and benefit payment liability: HB 1395

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Sick leave benefits, collective bargaining alternative process: *SB 5233, CH 236 (2019)

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Crimes committed by business entities, corporate crime act: *HB 1252, CH 211 (2019)

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Nonprofit corporations, crimes committed by, corporate crime act: *HB 1252, CH 211 (2019)

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Washington community development authority, creating: HB 2091

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Contraband, possession on premises of state correctional institution, crime of: HB 1871

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Inmates, aggravated first degree murder by, death penalty option: HB 1709

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Inmates, housing voucher in connection with release plan: SSB 5441

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Inmates, secure internet connections for postsecondary education and training: *2SSB 5433, CH 397 (2019)

Inmates, telephone calls per week by: HB 1751

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Jails, overtime work by correctional officers: HB 1345

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Peer support group counselors, jail staff privileged communications to: HB 1356

Private/for-profit correctional facilities, contracts with, prohibitions: E2SSB 5120

Solitary confinement, monitoring use: HB 2080

Women's specific programs and related matters, work group to study: SSB 5876

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Community corrections division, workload study of: HB 1280
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 Security threat group database, public records act exemption for: HB 1871
 Solitary confinement, use monitoring and reporting by DOC: HB 2080
 Women's specific programs and related matters, work group to study: SSB 5876

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Agency affiliated counselors, applicants for registration: HB 1529
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 Chemical dependency counselors, mental health provider training to become: HB 1729
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 Mental health counselors, for veterans attending colleges: HB 1716, SSB 5428
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 Mental health professionals, providers who qualify as: HB 1874
 Peer counselors, agency affiliated counselors with substance use disorder as: HB 1529
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Aircraft, vehicle, or vessel, failure to register, deferral program: ***SSB 5362, CH 459 (2019)**
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 Kittitas, sheriff's deputy Ryan Thompson, honoring: ***HR 4630 (2019)**
 New counties, formation of, establishing procedures: HB 1711
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 Officials, county, Washington association of, irrigation district elections practices, studying: ***ESB 5453, CH 462 (2019)**
 Pierce, daffodil festival, its organizers, and its royal court, recognizing: ***HR 4626 (2019)**
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 Courts of record, judicial assistants/other legal professionals, hiring of: HB 1977
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 Indigent defendants, public defense services, funding: HB 1086
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 Juries, informant testimony, jury instruction concerning: HB 1970, ***SSB 5714, CH 359 (2019)**
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 Supreme court, gender and justice commission, domestic violence work groups: HB 1517
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 Abuse or neglect, Christian Science treatment exemption references, removing: HB 1376
 Abuse or neglect, health care faith-based practices exemption, when: HB 1376
 Aircraft, vehicle, or vessel, failure to register, deferral program: ***SSB 5362, CH 459 (2019)**
 Aircraft, vehicle, or vessel, failure to register, deferred finding program: ***ESSB 5997, CH 423 (2019)**
 Animal abuse, community reporting and law enforcement response: HB 1919
 Animal cruelty, second degree, provisions: HB 1541, HB 1919
 Animal fighting, crime of, provisions: HB 1919, HB 1929
 Assault, first degree, removing HIV exposure element: HB 1551
 Assault, fourth degree with sexual motivation: HB 1837
 Assault, of utility employee, as aggravating circumstance: ***HB 1380, CH 219 (2019)**
 Assault, third degree, of code enforcement officials: HB 1337
 Assault, third or fourth degree, prostitution charge immunity when seeking aid: ***HB 1382, CH 114 (2019)**
 Business entities, crimes committed by, fines/legal financial obligations: ***HB 1252, CH 211 (2019)**
 Contact information, of criminal justice agent, disclosure, crime of: HB 2019
 Contraband, possession on premises of state correctional institution, crime of: HB 1871
 Controlled substances, illegal consumption in child's presence, sentencing: HB 1700
 Cyber harassment, renaming cyberstalking as, and modifying provisions: HB 2129
 Driving under the influence, provisions: HB 1269, HB 1504
 Equines, slaughtering for human consumption, as felony: HB 1025

Female genital mutilation, performing on a minor, class B felony: HB 2000
 Fraud, using financial institution payment card, aiding reporting of: *SSB 5278, CH 186 (2019)
 Harassment, cyber, renaming cyberstalking as, and modifying provisions: HB 2129
 Harassment, malicious, renaming as "hate crime" or "hate crime offense": HB 1732
 Hate crimes, "hate crime" and "hate crime offense," provisions: HB 1732
 Hate crimes, multidisciplinary hate crime advisory working group, convening: HB 1732
 Homicide, abortion as, abolition of abortion in Washington act: HB 2154
 Horses, slaughtering for human consumption, as felony: HB 1025
 Human trafficking, hearsay evidence by child under 16, admissibility: *SSB 5885, CH 90 (2019)
 Human trafficking, noncitizen victims/family members, public assistance: HB 1971, SSB 5164
 Human trafficking, restraining order violation, arrest for: *HB 1055, CH 18 (2019)
 Knives, spring blade, legalizing manufacture, sale, and possession: SB 5782
 Knives, spring blade, unlawful carrying or possession on certain premises: SB 5782
 Mail, crimes of theft and possession of, modifying criteria for: HB 1719
 Marijuana retailers, employee crimes involving underage persons: *HB 1792, CH 379 (2019)
 Marijuana, possession, misdemeanor convictions, vacation of: HB 1500, *SB 5605, CH 400 (2019)
 Motor vehicle-related felonies, driver's license revocation, when: EHB 2066
 Motor vehicle-related felonies, offender community custody: *SSB 5492, CH 191 (2019)
 Motor vehicles, safety glazing/film suncreening materials on windows, unlawful installation: *SB 5881, CH 438 (2019)
 Motor vehicles, safety glazing/film suncreening materials on windows, unlawful purchase/sale of installation services:
 *SB 5881, CH 438 (2019)
 Murder, first degree, aggravated, death penalty when committed by inmate: HB 1709
 Murder, first degree, aggravated, eliminating death penalty: HB 1488, SB 5339
 Murder, first degree, aggravated, when committed before age 18: HB 1540
 Physical control of vehicle under the influence, provisions: HB 1269, HB 1504
 Privacy, invasion of, physical and constructive: HB 1270
 Property, crimes against, law enforcement grant program, establishing: HB 1280
 Property, crimes against, offender supervision and treatment: HB 1280
 Rape, third degree, prostitution charge immunity when seeking assistance: *HB 1382, CH 114 (2019)
 Sexually transmitted disease, transmission: HB 1551
 Stalking, including electronic surveillance and modifying provisions: HB 2129
 Theft, concealing property to deprive other person: HB 1159
 Theft, of financial institution payment card, aiding reporting of: *SSB 5278, CH 186 (2019)
 Theft, of mail, modifying criteria for crime of: HB 1719
 Trafficking, human, hearsay evidence by child under 16, admissibility: *SSB 5885, CH 90 (2019)
 Trafficking, human, noncitizen victims/family members, public assistance: HB 1971, SSB 5164
 Trafficking, human, restraining order violation, arrest for: *HB 1055, CH 18 (2019)
 Trespassers, private, personal, and familial activities nonconsensual capture: HB 1270
 Unmanned aircraft, contraband delivery to person confined in facility: HB 1766
 Unmanned aircraft, contraband delivery to sexually violent predator via: HB 1381
 Violent offenses, prostitution charge immunity when seeking assistance: *HB 1382, CH 114 (2019)

CRIMINAL JUSTICE TRAINING COMMISSION

Basic law enforcement training, commencement date after hiring: HB 1253
 Deadly force, law enforcement training relevant to: HB 1064
 Domestic violence, officer handling of, CJTC course of instruction: HB 1225
 Domestic violence, traumatic brain injuries risk, CJTC curriculum to include: *ESB 5573 (2019) V
 Sexual assault kit analysis, victim notification, investigator training for: HB 1166

CRIMINAL OFFENDERS (See also CLEMENCY AND PARDONS BOARD; CORRECTIONAL FACILITIES AND JAILS; CRIMES; CRIMINAL PROCEDURE; DOMESTIC VIOLENCE; MENTAL HEALTH; ORDERS OF COURT; PUBLIC DEFENSE, OFFICE; REENTRY COUNCIL, STATEWIDE; SENTENCING; SEX OFFENSES AND OFFENDERS)

Community custody, for motor vehicle-related felonies: *SSB 5492, CH 191 (2019)
 Community custody, for property crime offenders: HB 1280
 Community custody, offender right to vote while not confined in DOC custody: HB 1924

Conviction records, vacating: HB 1041
 Criminal history, applicants for occupational credentials with, requirements: HB 1770
 Discharge, certificates of, obtaining: HB 1041
 DNA sample, collection and analysis, Jennifer and Michella's law: HB 1326
 Early release, when crimes committed before age 18, petitioning for: HB 1540
 Earned release time, limiting, when: HB 1153
 Earned release time, various provisions: SSB 5441
 Educational opportunities, postsecondary degree programs for inmates: *2SSB 5433, CH 397 (2019)
 Electronic home monitoring, impaired driving provisions: HB 1504
 Electronic personal and alcohol monitoring devices and remote services: HB 1271, HB 2130
 Incompetent to stand trial, competency evaluators: HB 1100
 Incompetent to stand trial, competency restoration treatment: HB 1513, *E2SSB 5444, CH 326 (2019)
 Incompetent to stand trial, firearm possession prohibition, when: *SB 5205, CH 248 (2019)
 Offender scores, excluding juvenile offenses from: HB 1896
 Parents with minor children, sentencing alternative to total confinement: E2SSB 5291
 Positive achievement time, provisions: HB 1280
 Property, crimes against, offender supervision and treatment: HB 1280
 Students, sex or violent offenders, district/school notification: HB 1191
 Voting districts, inmates' last known addresses, redistricting commission use: *2SSB 5287, CH 456 (2019) PV
 Voting rights restoration, inmate notification of process for: *SB 5207, CH 43 (2019)

CRIMINAL PROCEDURE (See also CLEMENCY AND PARDONS BOARD; CORRECTIONAL FACILITIES AND JAILS; CRIMES; CRIMINAL JUSTICE TRAINING COMMISSION; CRIMINAL OFFENDERS; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; ORDERS OF COURT; PUBLIC DEFENSE, OFFICE; SEX OFFENSES AND OFFENDERS)

Arrests, restraining order violation, when: *HB 1055, CH 18 (2019)
 Blood sample, search warrant to draw and scope of analysis: HB 1417
 Competency to stand trial, evaluators: HB 1100
 Competency to stand trial, restoration treatment, outpatient: HB 1513, *E2SSB 5444, CH 326 (2019)
 Declarations, unsworn, declarants within and outside U.S.: *SSB 5017, CH 232 (2019)
 Defenses, based on victim's gender, gender identity/expression, or sexual orientation, limiting: HB 1687
 DNA sample, collection and analysis, Jennifer and Michella's law: HB 1326
 Electronic home monitoring, impaired driving provisions: HB 1504
 Electronic personal and alcohol monitoring devices/services, tax exemptions: HB 1271, HB 2130
 Evidence, hearsay, by child under 16 concerning human trafficking: *SSB 5885, CH 90 (2019)
 Evidence, Indian tribal laws, proceedings, and records admissibility: *SB 5083, CH 39 (2019)
 Evidence, informant testimony, jury instruction: HB 1970
 Evidence, informant testimony, local protocols and jury instruction: *SSB 5714, CH 359 (2019)
 Evidence, reliability of, eyewitness evidence and informant reliability work groups: *SSB 5714, CH 359 (2019)
 Evidence, reliability of, eyewitness evidence and informant work groups: HB 1970
 Facial recognition technology, government data from, use as evidence: HB 1654
 Incompetent to stand trial, firearm possession prohibition, when: *SB 5205, CH 248 (2019)
 Privileged communications, with peer support group counselors: HB 1356
 Property, forfeiture of seized, procedures and reporting: HB 1269
 Sex offenses, various felony, eliminating: HB 1234
 Sex offenses, various felony, eliminating or extending statute of limitations for: *SB 5649, CH 87 (2019)
 Sex offenses, various felony, eliminating statute of limitations for: HB 1231

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Money laundering, proceeds seizure and forfeiture: HB 1269

DEAF (See also CHILDHOOD DEAFNESS AND HEARING LOSS, CENTER FOR)

Interpreter services, for sensory-impaired public assistance applicants: *SB 5558, CH 152 (2019)
 Interpreters, sign language, in education and workplace, programs of study: HB 1623

DEATH (See also HUMAN REMAINS)

Certificates, abbreviated, requesting: HB 1799

Coroner, death investigations, subpoena authority: HB 1227, ***SB 5300, CH 237 (2019)**
 Death penalty, eliminating: HB 1488, SB 5339
 Death penalty, for aggravated first degree murder committed by inmate: HB 1709
 Death with dignity act, provider provision of information to patient regarding: HB 1608
 Homicide, abortion as, abolition of abortion in Washington act: HB 2154
 Natural death act, advance directives: ***EHB 1175, CH 209 (2019)**
 Vital records, single comprehensive state system: HB 1550, ***ESSB 5332, CH 148 (2019)**
 Vulnerable adults, autopsy and postmortem reports or records: HB 1422
 Women, maternal mortality reviews and data-sharing: HB 1369, ***SSB 5425, CH 317 (2019)**
 Wrongful death actions, survival and beneficiaries of: HB 1135, ***SSB 5163, CH 159 (2019)**

DENTISTS AND DENTISTRY (See also INSURANCE)

Dental assistants, scope of services and duties: HB 1935
 Dental hygiene examining committee, members of: ***HB 1554, CH 111 (2019)**
 Dental hygienists, licensing and duties: ***HB 1554, CH 111 (2019)**
 Dental therapists, practice of dental therapy, establishing: HB 1317
 Expanded function dental auxiliaries, scope of services: HB 1935
 Hygienists, dental, licenses and hygiene procedures: HB 1935
 Insurance, dental only plans, all provider categories and carrier disclosure: HB 1898
 Laboratories, dental, registry of: ***HB 1177, CH 68 (2019)**
 Pacific islanders, COFA citizens, dental coverage: HB 1218, ***ESB 5274, CH 311 (2019) PV**

DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH (See also DISABILITIES, INDIVIDUALS WITH; DISCRIMINATION; MENTAL HEALTH; VULNERABLE ADULTS)

911 enhanced service, person with disability at scene, immediate display: HB 2143
 Adult family homes, serving persons with developmental disabilities, services: ***2SSB 5672, CH 466 (2019) PV**
 Community residential service businesses, Snohomish county benchmark rate: HB 1193
 Day training centers, as employment and day program service options: HB 1535
 Dogs, courthouse facility dogs, use by individuals when testifying: ***SB 5551, CH 398 (2019)**
 Early childhood education and assistance program, eligibility, when: HB 1267, ***SSB 5089, CH 409 (2019)**, ***2SSB 5437, CH 408 (2019)**
 Funding, developmental disabilities and mental health property tax levy: HB 1718
 Intellectual disabilities, individuals with, intermediate care facilities for: ESSB 5536
 Intermediate care facilities, definition and resident assessments: ESSB 5536
 Ombuds, developmental disabilities, providing with various information: E2SSB 5483
 Organ transplants, denying due to physical or mental disability, prohibition: ***SSB 5405, CH 315 (2019)**
 Residential habilitation centers, department of behavioral health facilities, creating: HB 2054
 Residential habilitation centers, relation to intermediate care facilities: ESSB 5536
 Residential services/supports, complaint investigations, certification fees for: HB 1421, ***SB 5359, CH 458 (2019)**
 Rights, as DSHS clients, of individuals with development disabilities: HB 1651
 Services, clients receiving, DSHS tracking and monitoring: E2SSB 5483
 Special education, advisory group: SSB 5532
 Special education, advocates, advisory committees, and cooperatives: SSB 5532
 Special education, comprehensive approach for improving: SSB 5532
 Special education, demonstration projects and advisory group: HB 1454
 Special education, excess cost allocation: HB 1093, HB 1910, ***E2SSB 5091, CH 387 (2019)**
 Special education, performance audit of revenues and expenditures: ***E2SSB 5091, CH 387 (2019)**
 Special education, safety net funding: HB 1910, ***E2SSB 5091, CH 387 (2019)**
 Special education, system for meeting needs of students with disabilities: HB 1454
 Transportation, persons with special needs, private sector providers for: HB 1472
 Volunteer programs, in state government, review of: ***SSB 5265, CH 45 (2019)**
 Wages, subminimum, certificates for persons with disabilities for, eliminating: ***EHB 1706, CH 374 (2019)**

DIKING AND DRAINAGE

Diking, drainage, and sewerage improvement districts, tax rates disclosure: ESSB 5024

DISABILITIES, INDIVIDUALS WITH (See also DEAF; DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; DISCRIMINATION; RETIREMENT AND PENSIONS)

911 enhanced service, person with disability at scene, immediate display: HB 2143
 Agricultural equipment, adaptive, sales and use tax preferences, when: HB 1736
 Diversity, equity, and inclusion act, Washington state: HI 1000
 Early childhood education and assistance program, eligibility, when: ***SSB 5089, CH 409 (2019), *2SSB 5437, CH 408 (2019)**
 Farmers, retired, with disability, removal from classification of land owned by: HB 2087
 Fishing and hunting licenses, reduced rate for persons with disabilities: HB 1230
 Highway workers, spouse/children college tuition/fees exemption: ***SB 5119, CH 144 (2019)**
 Homeless persons with disabilities, personal care services pilot project for: HB 1859, SSB 5839
 Military members/veterans, recreational/rehabilitation facility, tax exemptions: HB 1972
 Organ transplants, denying due to physical or mental disability, prohibition: ***SSB 5405, CH 315 (2019)**
 Property tax exemption program, retirees and veterans: HB 1044, HB 1181, HB 1320, HB 1629, HB 1765, HB 1804, HB 2086, HB 2157, ***ESSB 5160, CH 453 (2019)**
 Reproductive health care access, improvement for people with disabilities: ***2SSB 5602, CH 399 (2019)**
 Special education, advisory group: SSB 5532
 Special education, advocates, advisory committees, and cooperatives: SSB 5532
 Special education, comprehensive approach for improving: SSB 5532
 Special education, demonstration projects and advisory group: HB 1454
 Special education, excess cost allocation: HB 1093, HB 1910, ***E2SSB 5091, CH 387 (2019)**
 Special education, performance audit of revenues and expenditures: ***E2SSB 5091, CH 387 (2019)**
 Special education, safety net funding: HB 1910, ***E2SSB 5091, CH 387 (2019)**
 Special education, system for meeting needs of students with disabilities: HB 1454
 Transportation, persons with special needs, private sector providers for: HB 1472
 Veterans, disabled American veteran or former POW license plates, criteria: HB 1707
 Wages, subminimum, certificates for persons with disabilities for, eliminating: ***EHB 1706, CH 374 (2019)**
 Working individuals with disabilities, buy-in program, eligibility: HB 1199

DISCOVER PASS

Requirements, failure to comply, monetary penalty distribution: HB 1293

DISCRIMINATION (See also ETHICS IN GOVERNMENT; IMMIGRATION, IMMIGRANTS, AND IMMIGRATION STATUS; MINORITIES; WOMEN)

Automated decision systems, discrimination by, prohibition: HB 1655
 Citizenship or immigration status, discrimination based on: ESB 5165
 Diversity, equity, and inclusion act, Washington state: HI 1000
 Executive order 9066, seventy-seventh anniversary, acknowledging: ***HR 4610 (2019)**
 Facial recognition technology, government use, restrictions: HB 1654
 Hate crimes, provisions: HB 1732
 Hospitals, access to care policies for nondiscrimination: HB 1686, ***2SSB 5602, CH 399 (2019)**
 Housing status, discrimination based on, prohibiting: HB 1591
 Japanese-American veterans, incarcerated, and civil rights activists, recognizing: ***HR 4610 (2019)**
 Legislators/legislative employees, discrimination by and against, unlawful: HB 2018
 Liquor shipments, common carriers accepting, prohibiting discrimination by: HB 2053
 Military spouse status, prohibiting discrimination based on: HB 1812
 Organ transplants, denying due to physical or mental disability, prohibition: ***SSB 5405, CH 315 (2019)**
 Religious practices, prayer by public employees, protecting: HB 1618
 Reproductive health care access for all act, eliminating discriminatory barriers: HB 1612, ***2SSB 5602, CH 399 (2019)**
 Sexual discrimination, in workplace, prevention measures: HB 1728, ***ESSB 5258, CH 392 (2019)**
 Transgender students, policy and procedure, school district requirements: ***SSB 5689, CH 194 (2019)**
 Veteran status, prohibiting discrimination based on: HB 1812
 Voter discrimination, persons experiencing, remedies: HB 1886

DOMESTIC RELATIONS (See also CHILD CARE; CHILDREN; CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT; DISCRIMINATION; DOMESTIC VIOLENCE; FOSTER CARE; MARRIAGE AND MARRIED PERSONS; MILITARY)

Child support, fee for certain persons receiving, when: HB 1915
 Child support, orders for, modification and adjustment of: HB 1916
 Child support, pass-through payments, reinstating: HB 1136
 Child support, quadrennial work groups, review reports and data: HB 1916
 Child welfare housing assistance pilot program and stakeholder group, establishing: *SSB 5718, CH 328 (2019)
 Child welfare housing assistance program and stakeholder group, establishing: HB 1749
 Family and medical leave, paid, various provisions: HB 1399, HB 1400, *ESB 5439, CH 81 (2019)
 Family reconciliation and reunification services, provisions: *HB 1900, CH 172 (2019), SB 5826
 Home visits, universal home visiting and statewide family linkage programs: HB 1771
 Parentage act, restraining orders under, violation and arrest: *HB 1055, CH 18 (2019)
 Parentage act, restraining orders under, violation and firearms prohibitions: HB 1541
 Parentage act, uniform, comprehensive changes related to: *SSB 5333, CH 46 (2019)
 Parental improvement, certificates of, issuance of: HB 1645
 Parenting plans, when dissolution or separation, various provisions: HB 1050, HB 1274
 Parents who are minors, TANF, child care, and school district grants: HB 1327
 Parents with minor children, sentencing alternative to total confinement: E2SSB 5291
 Prevention and family services and programs, relation to foster care: *HB 1900, CH 172 (2019), SB 5826
 Relocation of child by parent, when dissolution or separation: *SSB 5399, CH 79 (2019)

DOMESTIC VIOLENCE (See also CHILDREN; DOMESTIC RELATIONS; FIREARMS; ORDERS OF COURT)

Community resources, poster with names of, for workplace: *HB 1533, CH 228 (2019)
 Firearms and ammunition, seizing due to violence incident: HB 1225
 Offenders, serious, registry of: HB 1080
 Orders, no-contact, provisions: HB 1517
 Orders, protection, educational handout for victims seeking: HB 1532
 Orders, protection, recognition and enforcement of Canadian, uniform act: HB 1517
 Risk assessment tool, development for prosecution, sentencing, and reentry: HB 1517
 Sensitive health care services, to include services for domestic violence: *SSB 5889, CH 56 (2019)
 Shelters, for homeless, prevailing wages for construction: *HB 1743, CH 29 (2019)
 Traumatic brain injuries, in domestic violence cases, educational handout: HB 1532
 Traumatic brain injuries, in domestic violence cases, handout and web site: *ESB 5573 (2019) V
 Treatment, multitiered model for, evaluating: HB 1517
 Work groups on domestic violence, continuing work of: HB 1517
 Workplace resources, task force on domestic violence and, convening: EHB 1056

DRIVERS AND DRIVERS' LICENSES (See also MOTOR VEHICLES; TRAFFIC)

Driving records, transit authority vanpool drivers: HB 1360
 Driving while license suspended or revoked, fourth degree, creating: HB 1282
 Financial responsibility, motorcyclists, mandatory liability insurance: *HB 1014, CH 60 (2019), HB 1125
 Financial responsibility, on motorcycle, moped, or motor-driven cycle: HB 1125
 Ignition interlock devices, impaired driving provisions: HB 1504
 Licenses, applicants for renewal, late merge zipper method information for: HB 1614
 Licenses, commercial, instructional course waiver for military members and veterans: ESSB 5544
 Licenses, commercial, skills examination waiver for military members and veterans, discontinuing: ESSB 5544
 Licenses, intermediate, using wireless device while driving, penalty increase: HB 1256
 Licenses, reinstatement of suspended, fines consolidation payment plans for: HB 1489
 Licenses, revocation, for felonies using motor vehicle, when: EHB 2066
 Licenses, suspension or revocation, impaired driving provisions: HB 1504
 Licenses, suspension, criteria for: HB 1282
 Licenses, suspension, revocation, and relicensing or reinstatement of: HB 1282
 Motor-driven cycles, license and endorsement: HB 1116
 Motor-driven cycles, license, endorsement, and additional penalty: SSB 5303
 Motorcyclists, instruction permit, license, and endorsement: HB 1116

Motorcyclists, instruction permit, license, endorsement, and additional penalty: SSB 5303
 Motorcyclists, motorcycle operator subsidy program, establishing: SSB 5303
 Trucks, collector, operator commercial licensing requirements exemption: *SSB 5763, CH 195 (2019)

DRUGS (See also PHARMACIES AND PHARMACISTS)

Cannabis, cannabis science task force, establishing: *HB 2052, CH 277 (2019)
 Cannabis, medical use, provisions: HB 1060, HB 1094, HB 1095
 Cannabis, product testing laboratories, accreditation program for: *HB 2052, CH 277 (2019)
 Cannabis, Washington cannabis commission, creating: HB 1974
 Controlled substances, illegal consumption in child's presence, sentencing: HB 1700
 Food and drug administration, U.S., disclosure exemption for certain records: *HB 1385, CH 337 (2019)
 Illegal use, safe injection sites, prohibiting, and state regulatory preemption: HB 2112
 Marijuana, business or nonprofit entity, licensing and residency: HB 1236, HB 1289
 Marijuana, businesses, administrative violations: HB 1237, *ESSB 5318, CH 394 (2019)
 Marijuana, businesses, advertising to minors, prohibiting: HB 1238
 Marijuana, businesses, agreements with, trademarks and intellectual property: HB 1794
 Marijuana, businesses, billboards: HB 1466
 Marijuana, businesses, budtender permits for retailers and employees: HB 1370
 Marijuana, businesses, cannabidiol products: HB 1238
 Marijuana, businesses, compliance and enforcement reform: HB 1237, *ESSB 5318, CH 394 (2019)
 Marijuana, businesses, delivery endorsement to retailer license: HB 1358
 Marijuana, businesses, labor peace agreements: HB 1289
 Marijuana, businesses, licensee limits, prohibitions: HB 1289
 Marijuana, businesses, marijuana merchandise: HB 1238
 Marijuana, businesses, retail employee crimes involving underage persons: *HB 1792, CH 379 (2019)
 Marijuana, businesses, siting and advertising near children: HB 1003
 Marijuana, businesses, transfers, holding companies, and management: HB 1289
 Marijuana, cannabis science task force, establishing: *HB 2052, CH 277 (2019)
 Marijuana, compliant products, sales and use tax exemptions applicability to: *ESSB 5298, CH 393 (2019)
 Marijuana, cultivation or possession in a residence: HB 1131
 Marijuana, enforcement, powers of liquor enforcement officers: HB 1626
 Marijuana, excise tax provisions: HB 1959
 Marijuana, financiers of licensees, money source and criminal history of: HB 1963
 Marijuana, medical use, compassionate care renewals: HB 1094
 Marijuana, medical use, consumption by students: HB 1060, HB 1095
 Marijuana, medical use, medical marijuana authorization database, funding: HB 1415
 Marijuana, possession, misdemeanor convictions, vacation of: HB 1500, *SB 5605, CH 400 (2019)
 Marijuana, producer or processor license, direct sales endorsement: HB 1945, HB 1995
 Marijuana, product labels and labeling, requirements: HB 1250, *ESSB 5298, CH 393 (2019)
 Marijuana, product testing laboratories, accreditation program for: *HB 2052, CH 277 (2019)
 Marijuana, products/infused products, various liquor and marijuana permits: HB 1945
 Marijuana, products/infused products, various provisions: HB 1945
 Marijuana, retail license, marijuana consumption lounge special endorsement: HB 1945
 Marijuana, traceability system, state auditor to audit and report: HB 2076
 Marijuana, Washington cannabis commission, creating: HB 1974
 Naloxone, K-12 and higher education access: HB 1039
 Offenses, seizure and forfeiture of property: HB 1269
 Opioid overdose medication, high school and higher education access: *SSB 5380, CH 314 (2019)
 Opioid overdose medication, K-12 and higher education access: HB 1039
 Opioid overdose medication, provisions: HB 1331, *SSB 5380, CH 314 (2019)
 Over-the-counter drugs, athletic trainer purchase/administration of, when: HB 1689, *ESSB 5688, CH 358 (2019)
 Prescription monitoring program, opioid prescribing and health records: HB 1331, *SSB 5380, CH 314 (2019)
 Prescription, athletic trainer purchase/administration of, when: HB 1689, *ESSB 5688, CH 358 (2019)
 Prescription, compounding of drugs, requirements: HB 1352
 Prescription, cost and utilization data, reporting: HB 1224, 2SSB 5292
 Prescription, cost transparency, reporting for: HB 1224, 2SSB 5292

Prescription, drug utilization management protocol, use of: HB 1879
 Prescription, high-annual-cost, emerging therapies work group, establishing: HB 1869
 Prescription, mail order services, unintentional use/enrollment: SSB 5184
 Prescription, mercury-containing, prohibitions and requirements: HB 1276
 Prescription, naturopath legend drug and controlled substance prescribing: HB 1630
 Prescription, opioids, prescribing of, requirements: HB 1331, *SSB 5380, CH 314 (2019)

ECOLOGY, DEPARTMENT (See also ADMINISTRATIVE PROCEDURE; AIR QUALITY AND POLLUTION; CLIMATE; ENVIRONMENT; STATE AGENCIES AND DEPARTMENTS; STUDIES; WATER; WATER POLLUTION)

Architectural paint stewardship program, creation, ecology role: HB 1652
 Chemicals, priority, reducing use in consumer products, ecology role: HB 1194, *SSB 5135, CH 292 (2019)
 Drought conditions, advisories, emergency orders, plans, and pilot program: HB 1622
 Environmental impact statements, ecology rule making: HB 1029
 Flows or levels, minimum for public waters, ecology to repeal certain rules: HB 1979
 Fuels, for transportation, clean fuels program, ecology role: HB 1110
 Greenhouse gas emissions, evaluation under SEPA, ecology rule adoption: HB 1549
 Hazardous substances, independent remedial actions, program to aid: HB 1290
 Imidacloprid, in shellfish beds, NPDES permit issuance, ecology role: HB 1611
 Marijuana, product testing laboratories, accreditation program for, ecology role: *HB 2052, CH 277 (2019)
 Natural gas, pre-use upstream emissions rate and global warming potential: HB 1597
 Nuisances, airborne, in various public spaces, enforcement: HB 1637
 Oil spill prevention and response, ecology role: HB 1578
 Plastic packaging, prohibitions and stewardship programs: HB 1204
 Plastic packaging, report concerning: *E2SSB 5397, CH 460 (2019)
 Recycling development center, with advisory board, creating within ecology: HB 1543
 Recycling, ecology role: HB 1795
 Refrigerants, low global warming potential, studying, ecology role: HB 1112
 Vapor products, stewardship program, establishing, ecology role: HB 1932
 Water infrastructure program, establishing, ecology role: HB 1889
 Water quality certification, ecology decisions and rule making: HB 1029

ECONOMIC DEVELOPMENT (See also COMMUNITY ECONOMIC REVITALIZATION BOARD; LAND USE PLANNING AND DEVELOPMENT; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.)

Employment positions, creation of, B&O tax credits: HB 1566
 Recyclable material and solid waste activities, economic analysis of: HB 1665
 Rural development and opportunity zone act, Washington: HB 1324
 United States-Mexico-Canada Agreement, requesting that congress ratify: HJM 4011
 Washington community development authority, creating: HB 2091

EDUCATION, STATE BOARD

Competency-based education work group, convening: HB 1121
 Members of board, high school assessments completion by: HB 1478
 Special education demonstration projects, role of board: HB 1454
 Waivers, two-credit, reporting by board: HB 1121

ELECTIONS (See also INITIATIVE AND REFERENDUM; JOINT RESOLUTIONS; PUBLIC DISCLOSURE COMMISSION)

Advisory votes on tax legislation, removing from statutes: SB 5224
 Ballots and envelopes, calendar date of election on larger envelope: HB 1520
 Ballots and envelopes, county auditor's name on, prohibitions: HB 1212, HB 2008
 Ballots and envelopes, single envelope fully shielding ballot: HB 2008
 Ballots, drop boxes, minimum placement requirements: ESB 5779
 Ballots, electronic images of, and cast vote records, disclosure: HB 1823
 Ballots, missing and mismatched signatures, maintaining record of: HB 1545
 Ballots, overflow of drop boxes for, preventing: HB 1339, *ESSB 5079, CH 6 (2019)

Ballots, prepaid postage for: HB 1209, HB 1481, ***SSB 5063, CH 161 (2019)**
 Ballots, return by fax or email, eliminating: HB 2111
 Ballots, storage of, retention period: HB 1820
 Ballots, voted ballot rejections, auditing and analyzing: HB 1861
 Ballots, voted ballot rejections, standards for collecting data: HB 1822
 Ballots, voted, deadline for being received: HB 1962
 Campaigns, contributions, political committee requirements: HB 1379, SB 5221
 Campaigns, contributions, port district officials, limits: ***HB 1375, CH 100 (2019)**
 Campaigns, contributions, regulating, U.S. constitutional amendment convention: HJM 4004
 Campaigns, finance disclosure, administration: HB 1195
 Campaigns, redistricting commission member activities, limiting: HB 1396
 Campaigns, treasurers for, training course: SSB 5388
 Candidates, candidacy and ballot name requirements for: HB 1442
 Candidates, for local offices, television airtime: HB 1180
 Candidates, presidential and vice presidential, income tax return disclosure: SB 5078
 Candidates, presidential, income tax return disclosure before primary: HB 1698
 Certification of election, audit report information requirements: HB 1821
 Districting plans, jurisdictions modifying, governing body elections: ***SSB 5266, CH 454 (2019)**
 Districting plans, submission to legislature, deadline: HB 1494, ***SSB 5502, CH 192 (2019)**
 Districts, last known address for inmates or involuntarily committed persons: ***2SSB 5287, CH 456 (2019) PV**
 Districts, neutrality toward political parties: HB 1396
 Districts, voting precinct boundaries within: ESB 5496
 Election data, standards for collecting and reporting: HB 1822
 Election systems and data, security breaches by foreign entities: HB 1251
 Elections professionals, administrators, and personnel, certification of: HB 1884, HB 1885, HB 1989
 Elections, calendar date on larger ballot envelope: HB 1520
 Elections, primary or general/special, costs of, state and county shares: HB 1291, HB 1481
 Materials, post-election storage of ballots and, retention period: HB 1820
 Parties, state committees, opposite-sex county members requirement, removing: HB 1190
 President, interstate compact to elect by national popular vote, withdrawing from: HB 2146
 Presidential electors, uniform faithful presidential electors act: HB 1539, ***SB 5074, CH 143 (2019)**
 Presidential primaries, provisions: HB 1262, HB 1310, HB 1698, ***ESB 5273, CH 7 (2019)**
 Reconciliation reports, additional information in: HB 1819
 Reconciliation reports, statewide, state auditor audit of: HB 1887
 School district bonds and payment levies, simple majority to authorize: HB 1184, HJR 4203
 Voter discrimination, persons experiencing, remedies: HB 1886
 Voters' pamphlet, local, county auditor's name in, prohibitions: HB 1212
 Voters' pamphlet, state, secretary of state's name in, prohibitions: HB 1212
 Voters' pamphlets, for primaries and general elections, when: HB 1482
 Voting rights act, technical amendments to: HB 1091
 Voting, Native American voter rights: HB 1339, ***ESSB 5079, CH 6 (2019)**
 Voting, non-uniform practices and procedures, state preemption of: HB 2060
 Voting, ranked choice voting work group, creating: HB 1722
 Voting, ranked choice, local government option to use: HB 1722
 Voting, registration, deadline for: HB 1292, ***SB 5227, CH 391 (2019)**
 Voting, registration, information disclosure restrictions: HB 1063
 Voting, registration, to vote in primary if 18 by general election: HB 1063
 Voting, right to vote, offender not confined in DOC custody to have: HB 1924
 Voting, rights restoration process, notifying inmates of: ***SB 5207, CH 43 (2019)**

ELECTRICIANS AND ELECTRICAL INSTALLATIONS

Service providers, in-home, licensing and background checks: HB 1967
 Telecommunications installations, wiring requirements, exemption: HB 1594

ELECTRONIC PRODUCTS (See also APPLIANCES; COMPUTERS; TELECOMMUNICATIONS)

Delivery devices, personal, regulation of: HB 1325

Digital products, servicing and repair, fair repair act: HB 1342
 Efficiency standards, various products: HB 1444
 Electronic monitoring devices and services, tax exemptions: HB 2130
 Electronic personal and alcohol monitoring devices, tax exemptions: HB 1271

EMERGENCIES (See also EMERGENCY MANAGEMENT AND SERVICES; EMERGENCY, STATE OF; NATURAL DISASTERS)

Catastrophic incidents, continuity of government: HB 1077, HJR 4200, *SSB 5012, CH 471 (2019), *SJR 8200 (2019)
 Catastrophic incidents, plans and guidance for school districts: HB 1200, SSB 5247

EMERGENCY MANAGEMENT AND SERVICES (See also EMERGENCIES; EMERGENCY, STATE OF; FIRE PROTECTION; FIRST RESPONDERS; HAZARDOUS MATERIALS; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; MILITARY DEPARTMENT; NATURAL DISASTERS; OIL AND GAS)

211 information system (WIN 211), DSHS contracting for operational support: HB 2126
 211 information system, Washington information and referral access account, creating: HB 2126
 911 enhanced service, person with disability at scene, immediate display: HB 2143
 Ambulance and aid services, emergency medical services data system use: HB 1331, *SSB 5380, CH 314 (2019)
 Ambulance transport providers, additional medicaid payments to: HB 1553
 Ambulance transports, quality assurance fee for, imposing: HB 1553
 Buildings, emergency service, functional recovery standard for: SSB 5247
 Catastrophic incidents, continuity of government: HB 1077, *SSB 5012, CH 471 (2019)
 Catastrophic incidents, plans and guidance for school districts: HB 1200, SSB 5247
 Communications systems, sales and use taxes for, maximum rate: HB 1653, *ESSB 5272, CH 281 (2019)
 Emergency management council, education safety issues: HB 1216
 Emergency response, reimbursement by intoxicated driver, when: HB 1504
 Management plans, nuclear attack planning in: HB 1419
 Medical transportation, nonprofit organization aircraft for, tax preferences: HB 1816
 Oso landslide, honoring responders: *HR 4623 (2019)
 Paramedics, training program use of live animals, prohibitions: SSB 5211
 School safety, threat notifications to nearby schools by first responders: *SSB 5514, CH 84 (2019)
 Volunteers, emergency response worker services, reimbursement for: HB 2078

EMERGENCY, STATE OF (See also EMERGENCIES; EMERGENCY MANAGEMENT AND SERVICES; NATURAL DISASTERS)

Broadcasters, first informer, during emergency: *HB 1147, CH 207 (2019)
 Waiver or suspension of legal obligations or limitations, governor authority: *SB 5260, CH 472 (2019)
 Wildfires, 2018-2019 appropriations from budget stabilization account for: HB 2159

EMPLOYMENT AND EMPLOYEES (See also BUSINESSES; CONTRACTORS; DISCRIMINATION; EMPLOYMENT SECURITY DEPARTMENT; LABOR; PROFESSIONS; PUBLIC EMPLOYMENT AND EMPLOYEES; RAILROADS; UNEMPLOYMENT COMPENSATION; WAGES AND HOURS; WORKER TRAINING AND WORKFORCE NEEDS; WORKERS' COMPENSATION)

Adult entertainment, entertainer safety and advisory committee: *EHB 1756, CH 304 (2019)
 Agricultural workers, H-2A, temporary foreign grower-employed employees as: HB 1398, *E2SSB 5438, CH 441 (2019)
 Breast milk, expressing, employer accommodation of: HB 1930
 Care workers, care worker research and resource center, creating: HB 1851
 Employees, employee fair classification act, creating: HB 1515, HB 1601
 Employer debt owed to deceased employee, payment of: *SB 5831, CH 89 (2019)
 Employer-employee relationship, under wage and compensation laws: HB 1515, HB 1601
 Employment positions, creation of, B&O tax credits: HB 1566
 Family and medical leave, paid, various provisions: HB 1399, HB 1400, *ESB 5439, CH 81 (2019)
 Franchises, franchisor/franchisee relationship: HB 1757
 Harassment, of complaining employee in unfair practices investigations: *EHB 2020, CH 349 (2019)
 Health care settings, workplace violence protections: HB 1931
 Isolated workers, sexual harassment and assault of, employer prevention role: HB 1728, *ESSB 5258, CH 392 (2019)
 Legislators, non-legislative employment of, leave of absence from: ESB 5294

Medical assistance, employer assessment for employees receiving: HB 1518
 Military spouses, employment opportunities through recruitment program: HB 1328
 Noncompetition covenants, enforceable or unenforceable, when: HB 1450, ESSB 5478
 Nonemployee workers, wage boards for, convening: HB 1601
 Positions, wage scale or salary range, employer to provide: HB 1696
 Prospective employee, wage or salary history, employer inquiries: HB 1696
 Railroad workers, safe leave act and account: HB 1843
 Sexual discrimination, in workplace, prevention measures: HB 1728, *ESSB 5258, CH 392 (2019)
 Vehicles of employees, employer searches of, prohibitions: HB 2107
 Working families' tax credit, converting sales tax exemption to: HB 1527

EMPLOYMENT SECURITY DEPARTMENT (See also UNEMPLOYMENT COMPENSATION)

Agricultural workers, H-2A, advisory committee, appointing: HB 1398, *E2SSB 5438, CH 441 (2019)
 Agricultural workers, H-2A, office of agricultural and seasonal workforce services, establishing: *E2SSB 5438, CH 441 (2019)
 Agricultural workers, H-2A, office of H-2A compliance and farm labor, creating: HB 1398
 Agricultural workers, H-2A, temporary foreign employees as, ESD role: HB 1398, *E2SSB 5438, CH 441 (2019)
 Domestic violence, community resources poster for workplace: *HB 1533, CH 228 (2019)
 Family and medical leave, paid, records confidentiality: HB 1400, *ESB 5439, CH 81 (2019)
 Family and medical leave, paid, records disclosure exemption: HB 1399
 Family and medical leave, paid, various provisions: HB 1399
 Hospitality industry, opportunities for employment in hospitality grant: HB 1556
 Long-term care, insurance benefit for, ESD role: HB 1087
 Railroads, safe leave act for Washington railroad workers, ESD role: HB 1843
 Records, agency privacy officer, designating: HB 1400, *ESB 5439, CH 81 (2019)
 Workforce education investment account, appropriations from: HB 2158
 WorkSource, employment and training services, high school student use of: HB 2183

ENERGY (See also AIR QUALITY AND POLLUTION; ENERGY FACILITY SITE EVALUATION COUNCIL; UTILITIES)

Alternative energy machinery and equipment, sales and use tax exemptions: HB 1211, *E2SSB 5116, CH 288 (2019)
 Carbon free Washington act, including various tax preferences: HB 1226
 Clean energy building improvements, C-PACER program for: HB 1796
 Clean energy transformation act, Washington: HB 1211, *E2SSB 5116, CH 288 (2019)
 Coal, coal-fired resources and plants, provisions: HB 1211, *E2SSB 5116, CH 288 (2019)
 Contractors, energy service, performance-based contracting services: 2SSB 5308
 Distributed energy, resources growth, studying utility capital expenditures: HB 1127
 Distributed energy, resources planning, electric utilities: *EHB 1126, CH 205 (2019)
 Efficiency standards, various products: HB 1444
 Efficiency, including standards, codes, programs, and incentives: HB 1257
 Energy and climate policy advisory committee, convening: HB 1211, *E2SSB 5116, CH 288 (2019)
 Energy independence act, contingent repeal if carbon tax or price enacted: HB 1226
 Energy independence act, modifying: HB 1642, *E2SSB 5116, CH 288 (2019)
 Energy strategy advisory committee, establishing: HB 1211, *E2SSB 5116, CH 288 (2019)
 Hydroelectric generation, as renewable energy resource: HB 1232, *E2SSB 5116, CH 288 (2019)
 Hydrogen, renewable, production, use, and sale by public utility districts: *SSB 5588, CH 24 (2019)
 Performance standard, state, early adoption incentive program: HB 1257
 Renewable energy systems, encouraging and studying: HB 1862, *E2SSB 5223, CH 235 (2019)
 Renewable resources, alternative energy machinery, tax exemptions: HB 1211, *E2SSB 5116, CH 288 (2019)
 Renewable resources, clean energy transformation act, Washington: HB 1211, *E2SSB 5116, CH 288 (2019)
 State energy strategy, requirements: HB 1211, *E2SSB 5116, CH 288 (2019)

ENERGY FACILITY SITE EVALUATION COUNCIL

Operations of council, streamlining and updating: HB 1332
 Transmission corridors work group, convening: *E2SSB 5116, CH 288 (2019)

ENTERPRISE SERVICES, DEPARTMENT (See also BUILDING CODE COUNCIL; STATE AGENCIES AND DEPARTMENTS)

Contracts, "contracting out" requirements and contractor ethics: HB 1521
 Electric vehicles, public agencies switching to, DES role: HB 1832
 Energy service contractors, registry for municipalities, DES role: 2SSB 5308

ENVIRONMENT (See also AIR QUALITY AND POLLUTION; CLIMATE; ECOLOGY, DEPARTMENT; HAZARDOUS MATERIALS; HAZARDOUS WASTE; SOLID WASTE; WATER POLLUTION)

Cumulative impact analysis, state agency adoption of: 2SSB 5489
 Engle, Helen, life and work of, recognizing and honoring: ***HR 4628 (2019)**
 Justice, environmental, state agency incorporation of principles of: EHB 2009, 2SSB 5489
 Justice, environmental, task force on: EHB 2009, 2SSB 5489
 SEPA, environmental impact statements, by government branches: HB 1029
 SEPA, exemptions, bulkheads and bank protection structures: HB 1031
 SEPA, exemptions, community facilities districts formation: ***HB 1366, CH 260 (2019)**
 SEPA, exemptions, GMA residential capacity/housing affordability compliance: HB 1923
 SEPA, exemptions, temporary shelter or transitional encampment for homeless: ESSB 5946
 SEPA, greenhouse gas emissions evaluation under, rule adoption: HB 1549
 SEPA, local project permit application completeness, when: HB 1451
 Standards, environmental and sustainability, school science instruction in: HB 1496

ENVIRONMENTAL AND LAND USE HEARINGS OFFICE

Growth management hearings board, decisions/orders searchable database, ELUHO role: ***SSB 5151, CH 452 (2019)**

ESTATES, TRUSTS, AND PROBATE (See also GUARDIANSHIP)

Administration of estate, services, office of public guardianship: HB 1329
 Digital assets, uniform fiduciary access to digital assets act, compliance: HB 1150
 Guardianship, conservatorship, and other protective arrangements act: HB 1259, ***2SSB 5604, CH 437 (2019)**

ETHICS IN GOVERNMENT (See also EXECUTIVE ETHICS BOARD; JUDICIAL CONDUCT, COMMISSION ON; LEGISLATIVE ETHICS BOARD; PUBLIC DISCLOSURE COMMISSION)

Harassment or discrimination, unlawful, by legislators/legislative employees: HB 2018
 State officers and employees, false testimony to legislature: HB 1030
 State officers and employees, postemployment income disclosure: HB 1067
 State officers and employees, prohibited "special privileges," expanded definition: HB 2057

EXECUTIVE ETHICS BOARD (See also ETHICS IN GOVERNMENT)

Postemployment disclosure statements, process and requirements: HB 1067

EXPLOSIVES

Licensees and license applicants, background checks: HB 2133
 Records and reports, disclosure exemption: ***HB 1673, CH 125 (2019)**
 Violations, explosives act, property seizure and forfeiture: HB 1269

FARMS AND FARMING (See also AGRICULTURE; FOOD AND FOOD PRODUCTS; WILDLIFE)

Adaptive agricultural equipment, sales and use tax preferences, when: HB 1736
 Composting, protecting from nuisance lawsuits: HB 1167
 Custom farming and hauling farm products tax exemptions: HB 1881
 Egg layer operations, commercial, guidelines and requirements: HB 2049
 Employees, farm internship pilot project, delaying expiration: HB 2136
 Farmers markets, alcoholic beverage sales at, various: HB 1947
 Farmers, future farmers of America, Washington's, recognizing: ***HR 4611 (2019)**
 Farmers, retired, removal from current use classification of land owned by: HB 2087
 Hemp, commodity program, developing: ***E2SSB 5276, CH 158 (2019)**
 Hemp, industrial hemp research pilot program, replacing: HB 1401
 Hemp, industrial, plan for production of: ***E2SSB 5276, CH 158 (2019)**
 Hemp, licensing and regulatory program for production: HB 1401
 Lands, agricultural, state agency acquisitions, land assessments for: HB 1733

Products, farm, vehicles carrying, authority to exceed weight limits: HB 1712
 Sustainable farms and fields grant program, developing: HB 2095, 2SSB 5947
 Vehicles, single or combination carrying farm products, weight limit exception: *SSB 5883, CH 439 (2019)
 Wildlife, agricultural damage by, claims for: HB 1875
 Workers, H-2A, office of agricultural and seasonal workforce services, establishing: *E2SSB 5438, CH 441 (2019)
 Workers, H-2A, office of H-2A compliance and farm labor, establishing: HB 1398

FERRIES

Auto ferries, purchase of additional: HB 2161
 Cameras, traffic safety, authorized use of: HB 1793
 Performance measures for ferry system: HB 1189
 Vessel replacement surcharge, additional, on certain fares: HB 2161

FINANCIAL INSTITUTIONS (See also CONSUMER PROTECTION; LOANS; RECORDS; TRUST INSTITUTIONS)

Credit unions, Washington state credit union act, revising: *HB 1247, CH 19 (2019)
 Investment management companies, international, tax preferences: *ESB 6016, CH 426 (2019)
 Investment management services, international, sales and use tax exemptions: HB 1266
 Linked deposit program, administrative provisions: SSB 5167
 Payment cards, theft or fraud using, aiding reporting of: *SSB 5278, CH 186 (2019)

FINANCIAL MANAGEMENT, OFFICE (See also PUBLIC WORKS)

Duties and organization of OFM, correcting statutes to reflect: HB 1294, *SB 5310, CH 146 (2019)
 Education data center, colleges' and universities' unit budgets, displaying: HB 2089
 Fiscal impact, dynamic fiscal impact statements, instituting, OFM role: HB 2151
 Fiscal notes, various provisions: HB 2151
 Health care providers, out-of-network, data set and business process: HB 1065
 Lost and found property, monetary thresholds for disposition, OFM role: HB 1764
 Military spouse recruitment program, OFM role: HB 1328
 Prescription drugs, cost transparency, OFM role: HB 1224
 RCW, obsolete provisions concerning OFM: HB 1364, *ESSB 5311, CH 147 (2019)
 Statewide all-payer health care claims database, transfer of authority for: HB 1776, *ESSB 5741, CH 319 (2019)
 Workforce education investment account, appropriations from: HB 2158

FIRE PROTECTION (See also BUILDING CODE COUNCIL; FIREFIGHTERS)

Burning, outdoor, authorizing for silvicultural operations and wildfire resiliency: ESSB 5279
 Districts, clean-up/removal action costs: EHB 1169
 Districts, commissioner elections when modifying boundaries: *SSB 5266, CH 454 (2019)
 Districts, commissioner elections, ranked choice voting for: HB 1722
 Districts, interlocal agreements for vehicle and equipment maintenance by: *SSB 5670, CH 402 (2019)
 Districts, interlocal agreements for vehicle maintenance/repair by: HB 1669
 Districts, public works contract thresholds: *ESSB 5418, CH 434 (2019) PV
 Districts, purchases and building contracts, bid limits: HB 1670
 Districts, rural, equipment purchased by, sales/use tax exemptions: HB 1773
 Fire alarm monitoring services, tax exemptions: HB 2130
 Fire departments, municipal, clean-up/removal action costs: EHB 1169
 Fire districts, local, protected land not assessed by levy, annexation: *SSB 5010, CH 178 (2019)
 Fire investigators, workers' compensation occupational disease presumptions: *HB 1913, CH 133 (2019)
 Fire service mobilization plan, risk resources, extending expiration: HB 1170
 Flame retardants, as priority chemicals, reducing use in consumer products: HB 1194, *SSB 5135, CH 292 (2019)
 Foam, class B firefighting, with PFAS chemicals: HB 1143
 Rangeland fire protection associations, provisions: HB 1188, HB 1894
 Regional fire protection service authorities, clean-up action costs: EHB 1169
 Smoke detection devices, requirements: HB 1103, *E2SSB 5284, CH 455 (2019)
 Wildfires, 2014 Carlton complex/2015 Okanogan complex fires, studying: HB 1941
 Wildfires, 2018 season, appropriations from budget stabilization account for: HB 2159
 Wildfires, fire damage or response costs, actions against electric utility for: HB 1334

Wildfires, ignition-resistant landscaping: HB 1165
 Wildfires, national guard fire response duty, pay for: ***HB 1137, CH 66 (2019)**
 Wildfires, premobilization aviation assistance program, establishing: HB 1958
 Wildfires, resiliency to, authorizing outdoor burning for enhancing: ESSB 5279
 Wildfires, response resources for, and premobilization assistance program: HB 1940
 Wildfires, utility wildland fire prevention task force, convening: HB 1334, ***SSB 5305, CH 77 (2019)**
 Wildfires, wildfire fuel breaks to reduce hazards: HB 1784
 Wildland fire advisory committee, duties, range and underprotected lands: HB 1894

FIREARMS (See also WEAPONS)

Aiming or discharge of a firearm or dangerous weapon, unlawful, provisions: HB 1541
 Ammunition, large capacity magazines, prohibitions: HB 1068, HB 1286
 Ammunition, lead, selling/giving to person under 21: HB 1346
 Assault rifles, semiautomatic, sale or transfer, safety training requirements: HB 1511
 Assault weapons and large capacity magazines, prohibitions: HB 1286
 Background checks, confidential health care information: HB 1097
 Background checks, exemptions, concealed pistol licensee transfers: HB 1649
 Background checks, people's defense of the Second Amendment act of 2019: HB 2103
 Background checks, single or full point of contact system for: HB 1949
 Bump-fire stock buy-back program, modifying: ***SSB 5954, CH 9 (2019)**
 Bump-fire stock buy-back program, participants' personal information: HB 2182, ***SB 6025, CH 239 (2019)**
 Bump-fire stock buy-back program, SB 6025 concerning, authorizing consideration of: ***SCR 8406 (2019)**
 Deadly weapon sentencing enhancements, provisions: HB 1153
 Forfeited firearms, destruction by state patrol: HB 1010
 Forfeited firearms, disposing of, by law enforcement agencies: HB 1671
 Lost or stolen firearms, reporting requirements: HB 1203
 Open carrying of firearms, at public meetings, municipality restricting of: HB 1319
 People's defense of the Second Amendment act of 2019: HB 2103
 Pistols, concealed pistol licensees, background check exemption, when: HB 1649
 Pistols, concealed, carrying into another's residence, prohibition: HB 1439
 Pistols, delivery of, requirements: ***EHB 1465, CH 244 (2019)**
 Pistols, license for concealed, applications, proficiency, and instructors: HB 1315
 Pistols, license for concealed, background check requirements: HB 1464, ***SB 5508, CH 249 (2019)**
 Pistols, license for concealed, exemption for correctional employees, when: ***HB 1589, CH 231 (2019)**
 Pistols, license for concealed, firearm possession in certain places, exemptions: HB 2124
 Pistols, license for concealed, in cases of domestic violence: HB 1225
 Pistols, license for concealed, process for renewal by law enforcement: ***HB 1934, CH 135 (2019)**
 Pistols, license for concealed, removing as requirement for pistol delivery: ***EHB 1465, CH 244 (2019)**
 Pistols, license for concealed, surrendering due to protection order violation: HB 1541
 Pistols, license for concealed, surrendering due to various orders requiring: HB 1786
 Pistols, transfer and/or sale records database, prohibiting: HB 1022, HB 1024
 Possession by juvenile, unlawful, interventions and sentences for: HB 1855
 Possession, by person incompetent to stand trial, prohibiting: ***SB 5205, CH 248 (2019)**
 Possession, on child care center premises, prohibitions: ESSB 5434
 Possession, on child care center, library, or park premises, prohibitions: HB 1530
 Possession, on school grounds by employees, when: HB 1038, HB 1763
 Possession, prohibition after release from mental health evaluation: ***SSB 5181, CH 247 (2019)**
 Possession, unlawful, in second degree, various provisions: HB 1541
 Protection order violations, firearm surrendering and prohibitions due to: HB 1541
 Protection orders, extreme risk, various provisions: HB 1774, ***ESSB 5027, CH 246 (2019)**
 Purchase and possession, lowering required age for: HB 2103
 Regulation of firearms, local government authority: HB 1374
 Regulation of firearms, state preemption of, repealing: HB 1374
 Repealing various firearms provisions: HB 1097, HB 1098
 Seizing firearms and ammunition, due to domestic violence incident: HB 1225
 Sexually violent predators, deadly weapon delivery by unmanned aircraft to: HB 1381

Storage and security of firearms, requirements and penalties: HB 1098
 Suicide, awareness and prevention materials for firearms dealers: HB 1648
 Surrendering firearms, protection order violation under parentage act: HB 1541
 Surrendering firearms, protection, no-contact, or restraining orders requiring: HB 1786
 Undetectable or untraceable firearms, prohibitions: HB 1073, HB 1739

FIREFIGHTERS (See also EMERGENCY MANAGEMENT AND SERVICES; FIRST RESPONDERS; RETIREMENT AND PENSIONS)

Occupational disease presumptions, for workers' compensation: ***HB 1913, CH 133 (2019)**
 PERS service credit transfer to LEOFF, when: HB 1297, ***SSB 5355, CH 47 (2019)**
 Safety, carcinogen exposure reduction, healthy in healthy out best practices: ***SSB 5175, CH 76 (2019)**

FIRST RESPONDERS (See also EMERGENCY MANAGEMENT AND SERVICES; FIREFIGHTERS; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL)

911 enhanced service, person with disability at scene, immediate display: HB 2143
 Emergency response workers, active service volunteer services: HB 2078
 Peer support group counselors, first responder privileged communications to: HB 1356
 School safety, first responder building mapping information system, studying: HB 1216
 School safety, threat notifications to nearby schools by responders: ***SSB 5514, CH 84 (2019)**

FISH (See also FISHING; ZOOS AND AQUARIUMS)

Barriers to passage, local barrier partnership account, creating: HB 2022
 Barriers to passage, removal projects, funding: HB 1228, HB 1691, HB 1889, HB 2022
 Game fish, removing certain freshwater fish from list: HB 1579
 Habitat projects, conservation district-sponsored: HB 1187
 Habitat projects, to include kelp, eelgrass, and oyster restoration: ***SB 5404, CH 150 (2019)**
 Salmon, chinook, killer whale task force recommendation for increasing: HB 1579
 Salmon, habitat, riparian-oriented agroforestry pilot initiative, establishing: HB 2082
 Salmon, hatcheries, in southwest coastal counties: HB 1036
 Salmon, international year of the, recognizing 2019 as: HJM 4012
 Salmon, managing sea lions to enhance recovery of: HJM 4001
 Salmon, maximum lethal take of sea lions to enhance recovery of: HB 1824

FISH AND WILDLIFE COMMISSION (See also FISH AND WILDLIFE, DEPARTMENT)

Commercial and treaty fisher's gear compensation program, establishing: HB 1610
 Damage by wildlife, prevention, nonlethal dog pursuit training, rule adoption: ***HB 1516, CH 226 (2019)**
 Game fish, regulated by commission, removing certain fish from list: HB 1579
 Hunter clothing, fluorescent, rule adoption: ***ESSB 5148, CH 58 (2019)**

FISH AND WILDLIFE, DEPARTMENT (See also DISCOVER PASS; FISH; FISH AND WILDLIFE COMMISSION; FISHING; HUNTING; HYDRAULIC PERMITS AND PROJECTS; MARINE WATERS, STATE; SHELLFISH; WILDLIFE)

Commercial and treaty fisher's gear, lost/damaged, study and pilot program: HB 1610
 Damage by wildlife, agricultural, claims for, DFW role: HB 1875
 Damage by wildlife, prevention, nonlethal dog pursuit training to aid: ***HB 1516, CH 226 (2019)**
 Damage by wildlife, protections against, DFW role: HB 1045, HB 2097
 Elk, elk management pilot project, modifying and extending, DFW role: HB 2055
 Enforcement, fish and wildlife officers, definition and collective bargaining: HB 1217
 Enforcement, fish and wildlife officers, rank of sergeant, collective bargaining: HB 2037
 Enforcement, property seizure by DFW and forfeiture: HB 1269
 Fish passage barrier removal board, role of: HB 1691, HB 1889
 Hydraulic code enforcement, DFW role: HB 1579
 Lands, DFW game lands, payments to counties in lieu of property taxes: HB 1662
 Lands, DFW, management activities and mitigation actions: HB 1983
 Lands, DFW, pollinator habitat: ***SSB 5552, CH 353 (2019)**
 Lands, DFW, undeveloped real property, sign when closed to public access: HB 2138
 Streambeds, human-caused disturbances, scientific literature review, DFW role: HB 1404

Volunteer programs, within DFW, review of opportunities to include: ***SSB 5265, CH 45 (2019)**
 Wolves, gray, lethal removal criteria and translocation to Bainbridge Island: HB 1639
 Wolves, gray, nonlethal removal or relocation, authorizing: HB 1045
 Wolves, gray, review of listing status by DFW: HB 2097
 Wolves, wolf-livestock conflict response and proactive nonlethal deterrents: HB 2097

FISHING (See also FISH; SHELLFISH)

Columbia river recreational salmon and steelhead endorsement program: HB 1708
 Commercial and treaty fisher's gear compensation program, establishing: HB 1610
 Commercial and treaty fisher's gear, lost or damaged, studying: HB 1610
 Commercial, crewmember license: HB 1769
 Commercial, enhanced food fish tax revenues: HB 1096
 Enforcement, property seizure and forfeiture: HB 1269
 Licenses, age threshold for mandatory licensing, raising: HB 1708
 Licenses, commercial, security interest or lien in: ***HB 1062, CH 200 (2019)**
 Licenses, enhancement programs, revenue from, deposits into accounts: HB 1708
 Licenses, new fish Washington and sportsperson licenses: HB 1708
 Licenses, recreational, comprehensive changes: HB 1708
 Licenses, recreational, fee increase and surcharge: HB 1708
 Licenses, recreational, reduced rate for persons with disabilities: HB 1230
 Smelt, recreational license for, requiring: HB 1579

FLOOD CONTROL

Chehalis basin flooding, damage reduction and habitat restoration: HB 1154
 Chehalis basin, Chehalis board voting members, tribal voting alternates: HB 2109
 Chehalis basin, office of, water infrastructure program role: HB 1889

FOOD AND FOOD PRODUCTS (See also BUSINESSES; FARMS AND FARMING; FOREST PRACTICES AND PRODUCTS; HORSES; PUBLIC ASSISTANCE)

Beverages, plastic straws for, food service establishment restrictions: ESSB 5077
 Beverages, plastic straws for, prohibitions and exceptions: HB 1632
 Career and technical education, food career-connected learning within: HB 1863
 Dairy inspection program, milk assessment to fund, delaying expiration: ***HB 1429, CH 115 (2019)**, SB 5447
 Food and beverages, for pets and humans, scan-down allowances on: ***EHB 1354, CH 217 (2019)**
 Food and drug administration, U.S., disclosure exemption for certain records: ***HB 1385, CH 337 (2019)**
 Food policy forum, Washington, establishing: HB 1731
 Food products producers, greenhouse gas limits regulatory relief for: HB 1985
 Food service businesses, worker schedule requirements: HB 1491
 Food service establishments, plastic straws, restrictions: ESSB 5077
 Food service products, single-use plastic, prohibitions and alternatives: HB 1632
 Food trucks, fire code, permits, and rule making: HB 1134
 Food, definition, application for sales tax purposes of: HB 1890, ***SSB 5581, CH 8 (2019)**
 Fruit and vegetable incentives program, for low-income persons, establishing: HB 1587
 Hospitality businesses, worker schedule requirements: HB 1491
 Meals on Wheels, greater Spokane county, honoring: ***HR 4619 (2019)**
 Meat, cell-cultured products, prohibitions: HB 1519
 Mobile food units, fire code, permits, and rule making: HB 1134
 Mobile food units, permits for: ***SSB 5218, CH 185 (2019)**
 Packaging and serveware, plastic, degradability and prohibitions: HB 1569
 Processing facilities, greenhouse gas emission limits exemption for: HB 1984
 School meal programs, free or reduced-price: HB 1685
 School meal programs, reduced-price lunches, eliminating copays: HB 1892
 Wasted food and food waste, reducing: HB 1114
 Women, infant, and children farmers market nutrition program, fruit/vegetable benefit: HB 1587

FOREST LAND (See also CONSERVATION; FOREST PRACTICES AND PRODUCTS)

Biochar, from wildlife fuel loads: HJM 4000, ***SJM 8005 (2019)**

Burning, outdoor, authorizing for silvicultural operations and wildfire resiliency: ESSB 5279
 Community forest pilot program, establishing: 2SSB 5873
 Community forests, grant program and account, establishing: HB 1946
 Fire damage or response costs, actions against electric utility for: HB 1334
 Herbicides, aerial application on forestlands, work group on, establishing: *SSB 5597, CH 355 (2019)
 Landowners, small forest, legislative work group on, creating: HB 1273
 Landowners, small forest, trends analysis: *ESSB 5330, CH 457 (2019)
 Landowners, small forest, working forests special license plates, creating: HB 2166
 Lands, natural and working, carbon sequestration/storage capabilities, utilizing: HB 2047
 Lands, riparian-oriented agroforestry pilot initiative, establishing: HB 2082
 State forestlands, payments from exchange of, county prorating, when: *HB 2119, CH 309 (2019)
 Working forest proximity, real estate seller disclosure of: *HB 1011, CH 17 (2019)

FOREST PRACTICES AND PRODUCTS (See also CONSERVATION; FOREST LAND; FOREST PRACTICES BOARD; NATURAL RESOURCES, DEPARTMENT)

Burning, outdoor, authorizing for silvicultural operations and wildfire resiliency: ESSB 5279
 Christmas tree grower licensure program, extending: *HB 1146, CH 206 (2019)
 Forest products B&O tax rate, delaying expiration of: HB 2121
 Huckleberry buyers, maintaining and disclosing records, when: HB 2092
 Logging and mining, in upper Skagit watershed, requesting prevention of: HJM 4013
 Timber industry/products, B&O tax preferential rates, continuing: HB 1249, HB 1348
 Timber industry/products, mass timber products, B&O tax preferences: HB 1443, SB 5467
 Tree farm program, working forests special license plates, creating: HB 2166
 Tree planting and tending, riparian-oriented agroforestry pilot initiative: HB 2082

FOSTER CARE

Child-placing agencies, contract evaluation: HB 1367
 Extended foster care services, for certain youth who are 18: HB 2034
 Foster parents, as "another suitable person" for placement purposes: HB 2027
 Foster parents, short-term case aides for: HB 2031, SSB 5096
 Homeschooling of foster youth by foster parents, when: HB 1760, HB 1761
 Legal proceedings, foster care-related, counsel for DCYF and parents for: HB 2083
 Permanency planning hearing, bonding and best interest assessments: HB 2028
 Prevention and family services and programs, relation to foster care: *HB 1900, CH 172 (2019), SB 5826
 Students, formerly in foster care, college assistance pilot program for: HB 1572, *2SSB 5800, CH 330 (2019)
 Students, foster student scholarship program, establishing: HB 1969
 Traumatic brain injuries, screenings for children entering foster care system: HB 1605

FUELS (See also HEATING AND HEATERS; OIL AND GAS; TAXES - MOTOR VEHICLE FUEL)

Aircraft fuel, sales and use tax revenues, deposits into aeronautics account: HB 1457
 Alternative fuels, transportation electrification plans, infrastructure, and tax preferences: HB 2042
 Clean fuels program, establishing: HB 1110
 Fuel mix disclosure by electric utilities, modifying: HB 1428
 Gas, natural, pre-use upstream emissions rate and global warming potential: HB 1597
 Hydrogen, renewable, production, use, and sale by public utility districts: *SSB 5588, CH 24 (2019)
 Motor fuel pumps, fuel tax sticker for display on: HB 1633
 Transportation fuels, clean fuels program, establishing: HB 1110

GAMBLING (See also GAMBLING COMMISSION; HORSES; TITLE ONLY BILLS)

Arts and crafts activities, not a gaming activity for liquor license purposes: HB 1676
 Contests of chance, B&O tax rate, increasing, when: HB 1343
 Fund-raising contest of chance, prize or purchase in, use tax exemption: HB 1808
 Problem gambling account, shared game lottery revenue transfer to: HB 1387
 Problem gambling, joint legislative task force on, creating: HB 1880
 Problem or disorder, self-exclusion program for persons with, establishing: HB 1302
 Sports wagering, on horse races, authority and requirements: HB 1992
 Sports wagering, operation by tribal casinos, authorizing: HB 1975

GAMBLING COMMISSION (See also GAMBLING)

Sports wagering, on horse races, commission regulation of: HB 1992

GENDER IDENTITY (See also DISCRIMINATION; MINORITIES; SEX OFFENSES AND OFFENDERS; SEXUAL ORIENTATION)

Crime victim's gender identity or expression, defenses based on, limiting: HB 1687

Gender dysphoria or gender affirming care services, as sensitive services: *SSB 5889, CH 56 (2019)

Indecent exposure, by biological male or female in other-sex restroom: HB 2088

Lesbian, gay, bisexual, and transgender coordinator, creating for veterans: HB 1650

LGBTQ commission, Washington state, establishing: HB 2065, *E2SSB 5356, CH 395 (2019)

LGBTQ pride month, June as: HB 2065, *E2SSB 5356, CH 395 (2019)

Reproductive health care access for all act: HB 1612, *2SSB 5602, CH 399 (2019)

Transgender students, policy and procedure, school district requirements: *SSB 5689, CH 194 (2019)

GOVERNOR (See also BUDGETS; COLLECTIVE BARGAINING; EMERGENCY, STATE OF; INDIANS; STATE GOVERNMENT)

Broadband office, governor's statewide, establishing: HB 1498, *2SSB 5511, CH 365 (2019)

Carbon sequestration advisory group, forming, governor's role: HB 2047

Diversity, equity, and inclusion, governor's commission on, creating: HI 1000

Emergencies, suspending legal obligations and limitations: *SB 5260, CH 472 (2019)

Equity, Washington state office of, establishing in governor's office: HB 1783

Indian health advisory council, governor's, establishing: HB 1365, *SB 5415, CH 282 (2019)

LGBTQ commission, Washington state, establishing in governor's office: HB 2065, *E2SSB 5356, CH 395 (2019)

Operating budget, fiscal legislation veto impact, governor allotment reductions: HB 2090

State of state message, joint legislative session for: *HCR 4400 (2019)

Travel, nonstate, protection and security funding: HB 1021

GROWTH MANAGEMENT (See also ADMINISTRATIVE PROCEDURE; BUILDING CODES AND PERMITS; ENVIRONMENT; HOMES AND HOUSING; LAND USE PLANNING AND DEVELOPMENT; SHORELINES AND SHORELINE MANAGEMENT)

Agricultural, forest, or mineral resource lands, provisions: HB 1544

Community, fully contained, action establishing, effective date: HB 1544

Comprehensive planning, challenges to, superior court review: HB 1213

Comprehensive planning, county/city real estate sales excise tax imposition: HB 1679

Comprehensive planning, Kitsap county updates schedule: HB 1183, HB 1312

Comprehensive planning, larger counties experiencing growth: HB 1051

Critical areas, designation and protection, expert scientific opinion: HB 1233

Dwelling units, accessory, creating within urban growth areas: HB 1797, ESSB 5812

Effective dates, initial, for certain actions under GMA: HB 1544

Growth management act victims and response account, creating: HB 1978

Growth management act victims response act: HB 1978

Growth management act, repealing: HB 1214

Hearings board, certain assessments collected by, deposit of: HB 1978

Hearings board, searchable database of decisions and orders: *SSB 5151, CH 452 (2019)

Housing, affordable, development on religious organization property: HB 1377

Housing, affordable, groundwater withdrawals for, waiving fees: HB 1982

Housing, affordable, supporting via GMA planning: HB 1923

Housing, residential building capacity and housing affordability, increasing: HB 1923

Housing, transit supportive densities in residential targeted areas: SSB 5363

Manufactured/mobile home subdivisions, outside urban growth areas: HB 1600

Ombuds, growth management act, creating: HB 1978

Resort, master planned, effective date for certain actions: HB 1544

Rural development, limited areas of more intensive, provisions: HB 1544

Subdivisions, short, definition and GMA provisions: ESB 5008

Urban governmental services, expansion into rural areas, when: HB 1506

Urban growth areas, accessory dwelling units in: HB 1797, ESSB 5812

Urban growth areas, action expanding, effective date: HB 1544

Urban growth areas, transit supportive densities in residential targeted areas: SSB 5363

GUARDIANSHIP (See also ESTATES, TRUSTS, AND PROBATE; PUBLIC GUARDIANSHIP, OFFICE)

Case-weighting system, developing: HB 1330

Guardians ad litem, for child, fingerprint background checks: ***SB 5895, CH 57 (2019)**

Guardianship, conservatorship, and other protective arrangements act: HB 1259, ***SSB 5604, CH 437 (2019)**

Incapacitated persons, guardianship monitoring pilot program, establishing: HB 1258

HAZARDOUS MATERIALS (See also WATER; WATER POLLUTION)

Carcinogens, firefighter exposure reduction: ***SSB 5175, CH 76 (2019)**

Chemicals, priority, reducing use in consumer products: HB 1194, ***SSB 5135, CH 292 (2019)**

Hydrofluorocarbons and substitutes, prohibitions and alternatives: HB 1112

Lead ammunition, selling/giving to person under 21: HB 1346

Lead, in school drinking water systems/outlets: HB 1860

Mercury, vaccines and drugs containing, prohibitions and requirements: HB 1276

Nuclear material, Hanford site, healthy energy work group, creating: ***SSB 5627, CH 53 (2019)**

Nuclear material, Hanford site, healthy energy workers board, developing: ***SSB 5627, CH 53 (2019)**

Nuclear material, Hanford site, occupational disease presumption for cancer: ***HB 1490, CH 108 (2019)**

Oil transport, risk model, vessel restrictions, tug escorts, and response system: HB 1578

Oil, type and gravity of crude oil: HB 1578

Oil, vapor pressure of crude oil: HB 1785, ***ESSB 5579, CH 354 (2019)**

Petroleum/petrochemicals, high hazard facilities, advanced safety training at: HB 1817

PFAS chemicals, in class B firefighting foam: HB 1143

Potassium chloride or digoxin, to induce abortion, disposal of: HB 1525

Removal or clean-up actions, by fire protection jurisdictions, cost recovery: EHB 1169

Trains, hazardous material, minimum crew requirements: HB 1841

HAZARDOUS WASTE

Clean-up or removal actions, by fire protection jurisdictions, cost recovery: EHB 1169

Industrial waste coordination program and waste heat/materials use projects: HB 2079, SSB 5936

Model toxics control act, actions under: HB 1290

Model toxics control reform act, model toxics control program financial structure: ***ESSB 5993, CH 422 (2019)**

Paint, architectural, stewardship program for: HB 1652

Plastic carryout bags, single-use, alternatives to: HB 1205, ESSB 5323

Plastic food packaging and serviceware and film products, degradability: HB 1569

Plastic food service products, single-use, prohibitions and alternatives: HB 1632

Plastic packaging, prohibitions and stewardship programs: HB 1204

Plastic packaging, report concerning: ***E2SSB 5397, CH 460 (2019)**

Spokane river, regional toxics task force, establishing: HB 2113

Voluntary cleanups, of facilities, independent remedial actions: HB 1290

HEALTH AND SAFETY, PUBLIC (See also ABORTION; AIR QUALITY AND POLLUTION; ANIMALS; CHILDREN; CONVEYANCES; DEATH; DOMESTIC RELATIONS; DRUGS; ENVIRONMENT; HAZARDOUS MATERIALS; HEALTH CARE; HUMAN REMAINS; MENTAL HEALTH; SCHOOLS AND SCHOOL DISTRICTS; SOLID WASTE; VETERINARIANS; WATER; WATER POLLUTION)

AIDS, repealing various statutes concerning: HB 1551

Andy Hill cancer research fund, funds use: ESSB 5986

Blood, plasma-donation facilities, health care practitioner supervision of: HB 1857

Blood-borne pathogens, program for reducing incidence: HB 1551

Breast milk, expressing, employer accommodation of: HB 1930

Cardiac diagnostic imaging procedures, appropriate use criteria project: HB 1933

Communicable diseases, sexually transmitted or blood-borne, controlling: HB 1551

Contraception, reproductive health care access for all act: HB 1612, ***2SSB 5602, CH 399 (2019)**

Diabetes, manicuring for diabetic client, manicurist requirements: ESB 5616

Diabetes, Screen at 23 campaign, recognizing: ***HR 4640 (2019)**

Donate life month, national, observing: ***HR 4629 (2019)**

Eyes, scleral tattooing, prohibiting performing of: HB 1856
 Female genital mutilation, performing on a minor, class B felony: HB 2000
 Female genital mutilation, performing, as unprofessional conduct, when: HB 2000
 Fireworks, sales in December, timing of: HB 1248
 Genome editing, performing on human embryos, as unprofessional conduct: HB 1990
 Health sciences and services authorities, sales/use tax authority: HB 1659
 Health sciences and services authorities, sales/use tax authority, extending: HB 1717, ***SB 5596, CH 464 (2019)**
 Health sciences and services authority, designation as, application due date: HB 1659
 HIV, program for controlling sexually transmitted and blood-borne diseases: HB 1551
 HIV, testing requirements, removing various: HB 1551
 Immunization, adverse vaccine reaction monitoring program, establishing: HB 1275
 Immunization, of children, personal or philosophical exemption, removing: ***EHB 1638, CH 362 (2019) PV**
 Immunization, of children, vaccine safety criteria: HB 1976
 Immunization, proof of immunity: HB 1019, ***EHB 1638, CH 362 (2019) PV**
 Immunization, side effects, design defect claims against manufacturers: HJM 4010
 Immunization, vaccines containing mercury, prohibitions and requirements: HB 1276
 Indians, Washington Indian health improvement act: HB 1365, ***SB 5415, CH 282 (2019)**
 Lead, in school drinking water systems/outlets: HB 1860
 Maternal mortality reviews and data-sharing: HB 1369, ***SSB 5425, CH 317 (2019)**
 Public health, foundational services, defining and funding: HB 1497
 Records, health care information, firearm background checks: HB 1097
 Records, vital records system, single comprehensive state: HB 1550, ***ESSB 5332, CH 148 (2019)**
 Reproductive health care, hospital access to care policies: HB 1686, ***2SSB 5602, CH 399 (2019)**
 Reproductive health services, as sensitive health care services: ***SSB 5889, CH 56 (2019)**
 Safety, youth recreational organizations, certified child safety policy: HB 1140
 Sexual health education, in schools, comprehensive: HB 1407, HB 2184, ESSB 5395
 Sexually transmitted diseases, health care for, as sensitive services: ***SSB 5889, CH 56 (2019)**
 Sexually transmitted diseases, program for reducing incidence: HB 1551
 Sexually transmitted diseases, reproductive health care access for all act: ***2SSB 5602, CH 399 (2019)**
 Spinal muscular atrophy, newborn screening for: HB 2162
 Transplants, donors and recipients of organs, eyes, and tissue, recognizing: ***HR 4629 (2019)**
 Traumatic brain injuries, account, traffic offense fee deposits into/use of: HB 1585, HB 1586, ***ESSB 5127, CH 181 (2019)**
 Traumatic brain injuries, in domestic violence cases, educational handout: HB 1532
 Traumatic brain injuries, in domestic violence cases, handout and web site: ***ESB 5573 (2019) V**
 Traumatic brain injuries, screenings for children entering foster care system: HB 1605
 Traumatic brain injury strategic partnership advisory council, Washington, membership: ***ESSB 5127, CH 181 (2019)**
 Traumatic brain injury strategic partnership advisory council, Washington, role of: HB 1532
 Vaccination, adverse vaccine reaction monitoring program, establishing: HB 1275
 Vaccination, of children, personal or philosophical exemption, removing: ***EHB 1638, CH 362 (2019) PV**
 Vaccination, of children, vaccine safety criteria: HB 1976
 Vaccination, proof of immunity: HB 1019, ***EHB 1638, CH 362 (2019) PV**
 Vaccination, side effects, design defect claims against manufacturers: HJM 4010
 Vaccination, vaccines containing mercury, prohibitions and requirements: HB 1276
 Vital records and statistics, single comprehensive state system: HB 1550, ***ESSB 5332, CH 148 (2019)**
 Vital statistics, abbreviated death certificates, requesting: HB 1799

HEALTH CARE (See also ABORTION; DRUGS; HEALTH AND SAFETY, PUBLIC; HEALTH CARE FACILITIES; HEALTH CARE PROFESSIONS AND PROVIDERS; INSURANCE; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; PHARMACIES AND PHARMACISTS; VICTIMS OF CRIMES; WOMEN)

Advance directives, in natural death act: ***EHB 1175, CH 209 (2019)**
 Anxiety level of health care patients, provider assessment: HB 1920
 Cardiac diagnostic imaging procedures, appropriate use criteria project: HB 1933
 End-of-life care, hospital access to care policies: HB 1686
 Eye care, prescriptions and remote technology: HB 2003
 Genome editing, performing on human embryos, as unprofessional conduct: HB 1990

Health security trust, Washington, creating: HB 1104
 Health systems, transparency concerning data, practices, and services: HB 2036
 Hearing instruments, bluetooth and telecoil assistive technologies: HB 1078, ***ESB 5210, CH 183 (2019)**
 Hearing instruments, current assistive technologies: ***ESB 5210, CH 183 (2019)**
 Hearing instruments, health care coverage for children: HB 1811
 Informed consent for incompetent persons, authority to provide: ***EHB 1175, CH 209 (2019)**
 Mastectomies, contralateral prophylactic, insurance coverage: HB 1968
 Medical debt, exemption from execution, attachment, and garnishment, when: HB 1531
 Needling, intramuscular, by physical therapists: HB 1260
 Organ transplants, denying due to physical or mental disability, prohibition: ***SSB 5405, CH 315 (2019)**
 Patient protection and affordable care act, federal, codifying provisions of: HB 1870
 Products, prescription, containing mercury, prohibitions and requirements: HB 1276
 Rates, health care rate-setting commission, establishing: HB 1693
 Reproductive health care access for all act: HB 1612, ***2SSB 5602, CH 399 (2019)**
 Reproductive health care, hospital access to care policies: HB 1686, ***2SSB 5602, CH 399 (2019)**
 Reproductive health services, as sensitive health care services: ***SSB 5889, CH 56 (2019)**
 Store and forward technology, studying: SSB 5385
 Telehealth training/treatment program for at-risk youth, UW/Project ECHO role: ESSB 5389
 Telemedicine and store/forward technology, physician credentialing: ***SB 5387, CH 49 (2019)**
 Telemedicine, collaborative for advancement of, store and forward technology, studying: SSB 5385
 Telemedicine, payment parity for: SSB 5385
 Telemedicine, providing services via, provider training: ***SSB 5386, CH 48 (2019)**
 Transplants, donors and recipients of organs, eyes, and tissue, recognizing: ***HR 4629 (2019)**
 Treatment, high-annual-cost, emerging therapies work group, establishing: HB 1869
 Universal health care system, establishment, work group on: HB 1877, 2SSB 5822
 Vision care, prescriptions and remote technology: HB 2003

HEALTH CARE AUTHORITY (See also ALCOHOL AND DRUG ABUSE; LONG-TERM CARE; MENTAL HEALTH)

Behavioral health services, children's mental health, HCA role: HB 1876, ***2SSB 5903, CH 360 (2019)**
 Behavioral health, full integration implementation, HCA role: HB 1393, ***E2SSB 5432, CH 325 (2019)**
 Commitment, involuntary, community and state hospital care, work group: HB 1393, ***E2SSB 5432, CH 325 (2019)**
 Health benefit exchange, standardized health plans, HCA role: HB 1523, ***ESSB 5526, CH 364 (2019)**
 Health benefit plans, "mental health services" for, modifying for parity: HB 1447
 Health care claims, statewide all-payer database, transfer to HCA: HB 1776, ***ESSB 5741, CH 319 (2019)**
 Interpreter services, for sensory-impaired public assistance applicants: ***SB 5558, CH 152 (2019)**
 Long-term care, insurance benefit for, HCA role: HB 1087
 Managed care organizations, medicaid client services, performance analysis: ESSB 5523
 Medical assistance, employer assessment for employees receiving, HCA role: HB 1518
 Medicare and medicaid, new rural health payment system for, HCA role: HB 1810
 Opioid use disorder, individuals with, and their newborns, HCA treatment role: HB 1331, ***SSB 5380, CH 314 (2019)**
 Opioid use disorder, provisions, HCA role: HB 1331, ***SSB 5380, CH 314 (2019)**
 Pacific islanders, COFA citizens, dental coverage for, HCA role: HB 1218, ***ESB 5274, CH 311 (2019) PV**
 Prescription drugs, cost transparency, HCA role: 2SSB 5292
 Public employees' benefits board, cardiac diagnostic imaging, use criteria: HB 1933
 Public employees' benefits board, maximum employer share of premiums: HB 1955
 Public employees' benefits board, medicaid-eligible retiree premiums: HB 1085
 Public employees' benefits board, nonvoting member from OIC, adding: HB 1220
 School employees' benefits board, maximum employer share of premiums: HB 1955
 Substance use disorder, recovery support services programs, HCA role: HB 1528
 Telemedicine, PEBB/SEBB plans payment parity: SSB 5385

HEALTH CARE FACILITIES (See also ABORTION; HOSPITALS; MENTAL HEALTH)

Abortion, facility requirements, pain capable unborn child protection act: HB 1526
 Abortion, potassium chloride or digoxin for, disposal and reporting: HB 1525
 Ambulatory surgical facilities, certificate of need exemption, when: ***EHB 1777, CH 31 (2019)**

Ambulatory surgical facilities, data, practices, and services transparency: HB 2036
 Ambulatory surgical facilities, department of health role: HB 2036
 Ambulatory surgical facilities, workplace violence protections requirements: HB 1931
 Birthing, childbirth, and birth centers, definition and licensing: HB 2077
 Community facilities, for behavioral health care, new facility types: HB 1394
 Community facilities, psychiatric, rate-setting by new commission, when: HB 1693
 Employees, meal and rest breaks and overtime: HB 1155
 Employees, on prescheduled on-call: HB 2181
 Enhanced services facilities, as health care facilities for background checks: HB 1565
 Health systems, transparency concerning data, practices, and services: HB 2036
 Plasma-donation facilities, health care practitioner supervision of: HB 1857
 Providers, out-of- and in-network, requirements: HB 1065, HB 1215
 Providers, within practice scope and care standards, care entity restrictions: HB 1608
 Security guards, workplace violence prevention training: HB 1931
 Violence, protecting employees and volunteers from, plans and training for: HB 1931
 Whistleblower protections, various facilities: HB 1049

HEALTH CARE PROFESSIONS AND PROVIDERS (See also ALCOHOL AND DRUG ABUSE; COUNSELORS AND COUNSELING; DENTISTS AND DENTISTRY; DRUGS; HEALTH AND SAFETY, PUBLIC; INSURANCE; MENTAL HEALTH; PHARMACIES AND PHARMACISTS; PSYCHIATRY AND PSYCHIATRISTS; PSYCHOLOGISTS; SCHOOLS AND SCHOOL DISTRICTS; VETERINARIANS)

Abortion, provider requirements, pain capable unborn child protection act: HB 1526
 Anxiety level of patients, provider assessment: HB 1920
 Athletic trainers, regulatory provisions: HB 1689, ***ESSB 5688, CH 358 (2019)**
 Audiologists, bluetooth and telecoil assistive technology materials for: HB 1078, ***ESB 5210, CH 183 (2019)**
 Audiologists, current hearing assistive technology materials: ***ESB 5210, CH 183 (2019)**
 Cardiovascular invasive specialists, provisions: HB 1155, HB 2181
 Chiropractors, adjustments by regular senior students: HB 1477, ***SB 5817, CH 405 (2019)**
 Credentialing of providers by health insurance carriers, requirements: HB 1552
 East Asian medicine, renaming as "acupuncture or Eastern medicine": HB 1865
 East Asian medicine, scope of practice and education/training: HB 1865
 Employees of facilities, meal and rest breaks and overtime for various: HB 1155, HB 2181
 Employees of facilities, on prescheduled on-call: HB 2181
 Facility medical staff, whistleblower protections and sanction process: HB 1049
 Fee-setting for professions, public role in rule-making process: ***HB 1753, CH 303 (2019)**
 Female genital mutilation, performing on a minor, class B felony: HB 2000
 Female genital mutilation, performing, as unprofessional conduct, when: HB 2000
 Hearing aid dispensers, bluetooth and telecoil assistive technology materials for: HB 1078, ***ESB 5210, CH 183 (2019)**
 Hearing aid dispensers, current hearing assistive technology materials: ***ESB 5210, CH 183 (2019)**
 Massage therapy, licensed therapist practice of: HB 1082
 Medical school graduates, international, assistance program and committee: HB 2104
 Medical school graduates, international, barriers/assistance program, studying: ***2SSB 5846, CH 329 (2019)**
 Medical school graduates, international, residency programs: HB 2104
 Medical school graduates, international, work group for studying, establishing: ***2SSB 5846, CH 329 (2019)**
 Music therapists, licensing of, and advisory committee: ESSB 5485
 Naturopathy, legend drug and controlled substance prescribing: HB 1630
 Nurses, ARNPs, granting of privileges by hospital: ***HB 1432, CH 104 (2019)**
 Nurses, ARNPs, insurance reimbursement at physician level: HB 1433
 Nurses, interstate commission of nurse licensure compact administrators: HB 1882
 Nurses, LPNs and RNs, meal and rest breaks and overtime: HB 1155, HB 2181
 Nurses, multistate licensing of, interstate nurse licensure compact of 2019: HB 1882
 Nurses, regional sexual assault nurse examiner leader pilot program: HB 1942
 Nurses, RNs and ARNPs, professional practice by student, when: ***HB 1726, CH 270 (2019)**
 Nurses, sexual assault nurse examiners in E. Washington, program for: HB 1942
 Nursing assistants, certified, provisions: HB 1155, HB 2181
 Opioid prescribing, requirements: HB 1331, ***SSB 5380, CH 314 (2019)**

Osteopathy, professional practice by student, when: ***HB 1726, CH 270 (2019)**
 Out-of-network providers at facilities, unexpected costs, protections against: HB 1065, HB 1215
 Paramedics, training program use of live animals, prohibitions: SSB 5211
 Phlebotomists, forensic, statutory minimum qualifications, removing: HB 1504
 Physical therapists, intramuscular needling: HB 1260
 Physician assistants, granting of privileges by hospital: ***HB 1432, CH 104 (2019)**
 Physicians, professional practice by student, when: ***HB 1726, CH 270 (2019)**
 Plasma-donation facilities, health care practitioner supervision of: HB 1857
 Provider organizations, material changes to, notice of: HB 1607, HB 2170
 Provider organizations, material changes to, rate-setting due to: HB 1693
 Provider organizations, noncompetitive practices by, whistleblower protections: HB 2172
 Provider organizations, physicians, rate-setting by new commission, when: HB 1693
 Providers, provision of information to patient regarding death with dignity act: HB 1608
 Providers, within practice scope and care standards, care entity restrictions: HB 1608
 Radiologic technologists, diagnostic, provisions: HB 1155, HB 2181
 Records, health care information, firearm background checks: HB 1097
 Reflexology, certification, exempting foot zone therapy from: HB 1848
 Reflexology, certified reflexologist practice of: HB 1082
 Reimbursement, through medicaid at medicare rate or higher: HB 1185
 Respiratory care practitioners, provisions: HB 1155, HB 2181
 Sexual misconduct, providers sanctioned for, notifying patients: HB 1198
 Students, professional practice by, when: ***HB 1726, CH 270 (2019)**
 Surgical technologists, provisions: HB 1155, HB 2181
 Telehealth training/treatment program to aid at-risk students, provider role: ESSB 5389
 Telemedicine and store/forward technology, physician credentialing: ***SB 5387, CH 49 (2019)**
 Telemedicine, providing services via, provider training: ***SSB 5386, CH 48 (2019)**
 Trainers, athletic, regulatory provisions: HB 1689, ***ESSB 5688, CH 358 (2019)**
 Unprofessional conduct, to include human embryo genome editing: HB 1990
 Vision care, prescriptions and remote technology: HB 2003
 Washington health corps initiative, professionals in underserved areas via: HB 1668

HEALTH DEPARTMENTS, LOCAL (See also HEALTH, DEPARTMENT)

Communicable diseases, sexually transmitted or blood-borne, controlling: HB 1551
 On-site sewage systems, department easement requirement, prohibiting: HB 1338, ***SB 5503, CH 21 (2019) PV**
 On-site sewage systems, single-property applications: HB 1471

HEALTH, DEPARTMENT (See also ABORTION; ALCOHOL AND DRUG ABUSE; DRUGS; HEALTH AND SAFETY, PUBLIC; HEALTH CARE; HEALTH CARE PROFESSIONS AND PROVIDERS; MENTAL HEALTH)

Abortion, potassium chloride or digoxin for, disposal and reporting, DOH role: HB 1525
 Ammunition, lead, selling/giving to person under 21, risks handout/sign: HB 1346
 Behavioral health, full integration implementation, DOH role: HB 1393, ***E2SSB 5432, CH 325 (2019)**
 Boards and commissions, opioid prescribing by health care professionals: HB 1331, ***SSB 5380, CH 314 (2019)**
 Childhood adverse experiences, resiliency-building strategies, DOH role: HB 1925
 Dental quality assurance commission, dental therapy and therapists: HB 1317
 Emergency medical services data system, electronic, establishing: HB 1331, ***SSB 5380, CH 314 (2019)**
 Fee-setting for health care professions, public role in rule-making process: ***HB 1753, CH 303 (2019)**
 Health systems, transparency concerning data, practices, and services: HB 2036
 Maternal mortality review panel, reviews and data-sharing: HB 1369, ***SSB 5425, CH 317 (2019)**
 Medical quality assurance commission, renaming as medical commission: HB 1548, ***SB 5764, CH 55 (2019)**
 Medical school graduates, international, full use of, studying: HB 2104
 Pharmacy quality assurance commission, nonresident pharmacy licensure: ***HB 1412, CH 25 (2019)**
 Public health, foundational services, defining and funding: HB 1497
 Reproductive health care access for all act, DOH role: ***2SSB 5602, CH 399 (2019)**
 Vaccination, adverse vaccine reaction monitoring program, establishing: HB 1275
 Vapor products, labeling requirements, DOH role: HB 1932
 Vital records and statistics, single comprehensive state system, DOH role: HB 1550, ***ESSB 5332, CH 148 (2019)**

Women, infant, and children farmers market nutrition program, fruit/vegetable benefit: HB 1587

HEALTH, STATE BOARD OF

On-site sewage systems, failures, rules adoption by board: HB 1471

Public water systems, health-affecting emerging contaminants: HB 1831

HEATING AND HEATERS

Service providers, in-home, licensing and background checks: HB 1967

Solid fuel burning devices, fee on each retail sale of: HB 1567

Solid fuel burning devices, particulate air contaminant emission standard: HB 1567

Water heaters, efficiency standards: HB 1444

Woodstoves, education and enforcement, revenues to fund: HB 1567

HOLIDAYS AND OBSERVANCES

Asian American and Pacific Islander heritage month, celebrating: ***HR 4627 (2019)**

Black history month, celebrating: ***HR 4614 (2019)**

Children's day, celebrating: ***HR 4612 (2019)**

Dolores Huerta day, April 10 as: ***HB 1906, CH 10 (2019)**

Donate life month, national, observing: ***HR 4629 (2019)**

Education and sharing day, recognizing: ***HR 4638 (2019)**

Executive order 9066, seventy-seventh anniversary, acknowledging: ***HR 4610 (2019)**

FFA week, national, celebrating: ***HR 4611 (2019)**

Filipino American history month, establishing: HB 1787, ***SB 5865, CH 283 (2019)**

Kindergartner, month of the, September as: ***SSB 5028, CH 179 (2019)**

King, Dr. Martin Luther, Jr. day, observing: ***HR 4602 (2019)**

LGBTQ pride month, June as: HB 2065, ***E2SSB 5356, CH 395 (2019)**

Lunar New Year, recognizing: ***HR 4608 (2019)**

Presidents' day, celebrating: ***HR 4613 (2019)**

Public lands day, designating: ***HB 1449, CH 224 (2019)**

Salmon, international year of the, recognizing 2019 as: HJM 4012

Taiwan relations act, fortieth anniversary of, celebrating: ***HR 4627 (2019)**

Women in public office day, celebrating: ***HR 4624 (2019)**

HOMELESS PERSONS (See also PUBLIC DEFENSE, OFFICE)

Children, homeless, early childhood education and assistance eligibility: HB 1574

Children, homeless, working connections child care eligibility: HB 1574, 2SSB 5820

Discrimination based on housing status, prohibiting: HB 1591

Encampments, safe parking, small houses, and shelters, provisions: HB 1754

Facilities for homeless persons, tax revenue use for: ***EHB 1219, CH 73 (2019) PV**

Homeless client management information system, use of: HB 1754

Housing and assistance, local homeless, document-recording surcharges for: HB 1667, ***HB 1980, CH 136 (2019)**, HB 2015

Personal care services, for seniors and persons with disabilities, pilot project: HB 1859, SSB 5839

Religious organizations, hosting the homeless, prohibitions/requirements: HB 1754

Rights of homeless, in public space: HB 1591

Shelters, for homeless, prevailing wages for construction: ***HB 1743, CH 29 (2019)**

Students, homeless, college assistance pilot program for: HB 1572, ***2SSB 5800, CH 330 (2019)**

Students, homeless, housing via college bound scholarship program: HB 1278

Students, homeless, identifying and providing with housing, grant programs: HB 1263, ***SSB 5324, CH 412 (2019)**

Temporary shelters or transitional encampments, SEPA exemption, when: ESSB 5946

Veterans, at-risk rural, outreach and resources housing program: HB 1939

Youth, homeless youth prevention and protection programs, office of, role: HB 1775

Youth, homeless, HOPE centers and outreach services for street youth: ***HB 1657, CH 124 (2019)**

HOMES AND HOUSING (See also BUILDING CODES AND PERMITS; HOMELESS PERSONS; HOUSING FINANCE COMMISSION; LANDLORD AND TENANT; LOW-INCOME PERSONS; MANUFACTURED HOUSING AND MOBILE HOMES; REAL ESTATE AND REAL PROPERTY; RECORDS; TAXES - PROPERTY)

- Affordable housing, city and county real estate sales excise tax for: HB 1493
- Affordable housing, construction of, prevailing wages for: ***HB 1743, CH 29 (2019)**
- Affordable housing, development on religious organization property: HB 1377
- Affordable housing, groundwater withdrawals for, waiving fees: HB 1982
- Affordable housing, local sales and use tax revenues for: HB 1406, HB 1581
- Affordable housing, local sales/use tax for, authority to impose: HB 1590
- Affordable housing, multifamily in rural counties, property tax exemption: HB 1790, SSB 5739
- Affordable housing, multiple-unit in urban centers, property tax exemption: SSB 5363, SSB 5366
- Affordable housing, nine percent low-income housing tax credit program: HB 2010
- Affordable housing, real estate excise sales tax revenue for: HB 1921
- Affordable housing, rental, preserving, property tax exemption program for: HB 1745
- Affordable housing, supporting via GMA planning: HB 1923
- Affordable housing, tax revenue use for: ***EHB 1219, CH 73 (2019) PV**
- Affordable housing, very low-income, nonprofit property tax exemption: HB 2004, ***ESSB 5183, CH 390 (2019)**
- Affordable or workforce housing, local infrastructure, sales/use tax remittance: HB 1938
- Affordable workforce housing, modifying definition for revenue use purposes: HB 2110
- Apartments, accessory, within or outside urban growth areas: HB 1353
- Child welfare housing assistance pilot program and stakeholder group, establishing: ***2SSB 5718, CH 328 (2019)**
- Child welfare housing assistance program and stakeholder group, establishing: HB 1749
- Common interest communities, construction defect actions against professionals: HB 1576
- Common interest ownership associations, watering/landscaping for droughts: HB 1165
- Condominium associations, construction defect actions, prior to board action: HB 1576
- Condominium associations, liability provisions: HB 1306, ***ESB 5334, CH 238 (2019)**
- Condominium associations, watering and landscaping for droughts: HB 1165
- Condominiums, individual unit metering for water/sewer utilities: HB 1818
- Dwelling units, accessory, creating within urban growth areas: HB 1797, ESSB 5812
- Factory built housing, inspection by qualified inspection agencies: ***HB 1486, CH 165 (2019)**
- Homeless housing and assistance, local, document-recording surcharges for: HB 1667, ***HB 1980, CH 136 (2019)**, HB 2015
- Homeless housing, for students and their families, grant program: HB 1263, ***SSB 5324, CH 412 (2019)**
- Homeowners' associations, construction defect actions, prior to board action: HB 1576
- Homeowners' associations, watering and landscaping for droughts: HB 1165
- Homeownership development, by cooperative association, tax exemption: HB 1107
- Homeownership projects, funding from housing trust fund: HB 1834, ESSB 5746
- Housing, development of, certain tax revenue for: HB 1680
- Housing, rental voucher for certain incarcerated offenders: SSB 5441
- Pistols, concealed, carrying into another's residence, prohibition: HB 1439
- Rentals, multiunit, individual unit metering for water/sewer utilities: HB 1818
- Rentals, short-term rental operators and platforms, requirements: HB 1798
- Residential building capacity and housing affordability, increasing under GMA: HB 1923
- Self-help housing, development and sales, tax exemptions: HB 1168
- Self-help housing, development/sales, real estate sales excise tax exemption: ***SSB 5025, CH 385 (2019)**
- Smoke detection devices, requirements: HB 1103, ***E2SSB 5284, CH 455 (2019)**
- Substance use disorder, persons with, recovery residence program: HB 1528
- Tiny homes, definition: HB 1206
- Tiny house, and tiny house with wheels, definitions: ***ESSB 5383, CH 352 (2019)**
- Tiny houses, and tiny houses with wheels, siting of: ***ESSB 5383, CH 352 (2019)**
- Veterans, homeless/at-risk rural, outreach and resources housing program: HB 1939
- Weatherization and rehabilitation of homes, low-income, prevailing wages for: ***HB 1743, CH 29 (2019)**
- Workforce or affordable housing, local infrastructure, sales/use tax remittance: HB 1938

HORSES (See also ANIMALS)

- Racing, wagering on, authority and requirements: HB 1992

Slaughter for human consumption, prohibiting: HB 1025

HOSPITALS (See also HEALTH CARE FACILITIES; MENTAL HEALTH)

Abortion, facility requirements, pain capable unborn child protection act: HB 1526
 Abortion, potassium chloride or digoxin for, disposal and reporting: HB 1525
 Access to care, policies for, hospitals to submit: HB 1686, ***SSB 5602, CH 399 (2019)**
 Community facilities, for behavioral health care, new facility types: HB 1394
 Employees, meal and rest breaks and overtime: HB 1155, HB 2181
 Governing bodies, provider privileges status proceedings, confidentiality: HB 1239
 Harborview medical center, paramedic program, simulator models use: SSB 5211
 Health systems, transparency concerning data, practices, and services: HB 2036
 Material changes, to hospital or hospital system, notice of: HB 1607, HB 2170
 Noncompetitive practices, whistleblower protections in cases of: HB 2172
 Nonprofit hospitals, community health improvement services activities: HB 2036
 Nurses, ARNPs, granting of privileges: ***HB 1432, CH 104 (2019)**
 Nurses, LPNs and RNs, meal and rest breaks and overtime: HB 2181
 Physician assistants, granting of privileges: ***HB 1432, CH 104 (2019)**
 Providers, out-of- and in-network, requirements: HB 1065, HB 1215
 Providers, within practice scope and care standards, care entity restrictions: HB 1608
 Quality improvement committees, proceedings, confidentiality: HB 1239
 Rate-setting, by new commission, when: HB 1693
 Rural hospitals, medical assistance psychiatric per diem payments to: ***HB 1534, CH 116 (2019)**
 Rural hospitals, small low-volume, enhanced medicaid payment to: HB 1878
 Safety net assessment, expiration of, extending: HB 1748, ***SSB 5734, CH 318 (2019)**
 Safety net assessment, various provisions: HB 1748, ***SSB 5734, CH 318 (2019)**
 Sexual assault evidence kit collection, hospitals not performing: ***HB 1016, CH 250 (2019)**
 Teaching/training hospital, inpatient care, U. of Washington report on siting of: HB 1593
 Telemedicine and store/forward technology, physician credentialing: ***SB 5387, CH 49 (2019)**
 Whistleblower protections and medical staff sanction process: HB 1049
 Whistleblower protections, in cases of noncompetitive practices: HB 2172

HOUSE RESOLUTIONS

Asian American and Pacific Islander heritage month: ***HR 4627 (2019)**
 Asian American, Native Hawaiian, and Pacific Islander diabetes coalition Screen at 23 campaign: ***HR 4640 (2019)**
 Austin, Charles "Chuck" Walter, staff sergeant, retired, U.S. marine corps: ***HR 4637 (2019)**
 Baskett, Gary, Mead High School track and field head coach: ***HR 4615 (2019)**
 Black history month: ***HR 4614 (2019)**
 Children's day and the children of Washington: ***HR 4612 (2019)**
 Chopp, Frank, speaker of house of representatives: ***HR 4641 (2019)**
 Columbia River High School Chieftains boys' soccer team: ***HR 4635 (2019)**
 Daffodil festival: ***HR 4626 (2019)**
 Donate life month, national: ***HR 4629 (2019)**
 Education and sharing day: ***HR 4638 (2019)**
 Engle, Helen, life and work of: ***HR 4628 (2019)**
 Executive order 9066, seventy-seventh anniversary: ***HR 4610 (2019)**
 Frank Chopp: ***HR 4641 (2019)**
 Future farmers of America, Washington's: ***HR 4611 (2019)**
 Girl scouts: ***HR 4625 (2019)**
 Gortler, Joshua, Holocaust survivor: ***HR 4633 (2019)**
 Hockinson High School Hawks football team: ***HR 4616 (2019)**
 House business during interim, conducting: ***HR 4642 (2019)**
 House organized, notification of governor: ***HR 4601 (2019)**
 House rules, permanent: ***HR 4607 (2019)**
 House rules, temporary: ***HR 4600 (2019)**
 Japanese-American veterans, incarcerated, and civil rights activists: ***HR 4610 (2019)**
 King, Dr. Martin Luther, Jr.: ***HR 4602 (2019)**

Kittitas Secondary School Coyotes boys' basketball team: *HR 4632 (2019)
 Legislative session, interim period, conducting house business during: *HR 4642 (2019)
 Lunar New Year and Washington's Asian Americans: *HR 4608 (2019)
 Manning, Mandy, 2018 national teacher of the year: *HR 4604 (2019)
 Martinez, Edgar: *HR 4609 (2019)
 Meals on Wheels, greater Spokane county: *HR 4619 (2019)
 National guard, Washington: *HR 4620 (2019)
 Navy and navy personnel: *HR 4622 (2019)
 Oso landslide: *HR 4623 (2019)
 Payne, Greg, chief clerk's office, house of representatives: *HR 4639 (2019)
 Presidents' day: *HR 4613 (2019)
 Remote testimony pilot program, options and recommendations, requesting: *HR 4621 (2019)
 Ridgefield High School Spudders volleyball team: *HR 4618 (2019)
 Screen at 23 campaign for diabetes screening/prevention: *HR 4640 (2019)
 Seattle General Strike, 1919: *HR 4606 (2019)
 Sharon Park, Sister: *HR 4636 (2019)
 Stottlemire, Melvin "Mel," Sr.: *HR 4603 (2019)
 Taiwan relations act, fortieth anniversary of: *HR 4627 (2019)
 Taiwan, relationship between Washington and: *HR 4627 (2019)
 Thompson, Ryan, sheriff's deputy, Kittitas county: *HR 4630 (2019)
 Transplants, donors and recipients of organs, eyes, and tissue: *HR 4629 (2019)
 Union High School Titans football team: *HR 4605 (2019)
 Vedullapalli, Chirag, distinguished finalist, 2019 Prudential spirit of community award: *HR 4631 (2019)
 Washougal High School Panthers girls' basketball team: *HR 4634 (2019)
 Women in public office day: *HR 4624 (2019)

HOUSING FINANCE COMMISSION (See also HOMES AND HOUSING)

Audits of commission, annual, scope of: HB 2011
 Infrastructure, local, loan agreements for project financing: HB 1441, SB 5304
 Nine percent low-income housing tax credit program, for-profit participation: HB 2010

HUMAN REMAINS (See also DEATH)

Abandoned cemeteries, lawful entry and local government role: *EHB 1801, CH 129 (2019)
 Cemetery districts, withdrawal of territory from: HB 1802, *SB 5177, CH 42 (2019)
 Cremation, alkaline hydrolysis and natural organic reduction as alternatives to: *ESSB 5001, CH 432 (2019)
 Cremation, as "reduction" by "reduction facilities": HB 1162
 Funeral director or embalmer, license examinations: *HB 1176, CH 442 (2019), SB 5125

HUNTING (See also WILDLIFE)

Clothing, fluorescent, rule adoption: *ESSB 5148, CH 58 (2019)
 Dogs, hunting certain wildlife with, nonlethal pursuit training for: *HB 1516, CH 226 (2019)
 Dogs, hunting certain wildlife with, prohibitions: HB 1046
 Enforcement, property seizure and forfeiture: HB 1269
 Licenses, comprehensive changes: HB 1708
 Licenses, enhancement programs, revenue from, deposits into accounts: HB 1708
 Licenses, fee increase and surcharge: HB 1708
 Licenses, new hunt Washington, hunt Washington birds, and sportsperson licenses: HB 1708
 Licenses, reduced rate for persons with disabilities: HB 1230
 Permits, various changes: HB 1708
 Sea lions, managing through hunting or bounty programs: HJM 4001

HYDRAULIC PERMITS AND PROJECTS (See also MINES AND MINING; RIVERS AND STREAMS; SHORELINES AND SHORELINE MANAGEMENT)

Bulkheads/rock walls, single-family residential, removing approval requirement: HB 1579
 Enforcement of hydraulic code, replacing current provisions: HB 1579
 Fish habitat projects, conservation district-sponsored: HB 1187
 Fish habitat projects, to include kelp, eelgrass, and oyster restoration: *SB 5404, CH 150 (2019)

IDENTIFICATION (See also NOTARIES PUBLIC; RECORDS)

Facial recognition technology, government use, restrictions: HB 1654

Facial recognition, Washington privacy act consumer data protections: HB 1854, 2SSB 5376

IMMIGRATION, IMMIGRANTS, AND IMMIGRATION STATUS (See also DISCRIMINATION; MINORITIES)

Agricultural workers, H-2A, temporary foreign grower-employed employees as: HB 1398, *E2SSB 5438, CH 441 (2019)

Citizenship or immigration status, discrimination based on: ESB 5165

Enforcement, model policies limiting, and agency information confidentiality: HB 1815, *E2SSB 5497, CH 440 (2019)

Family planning program, persons over 19 not eligible for Take Charge program: HB 1612

Health coverage, for medicaid-ineligible low-income young adults: HB 1697

Human trafficking, noncitizen victims and family members, public assistance: HB 1971, SSB 5164

Keep Washington working statewide work group, establishing: HB 1815, *E2SSB 5497, CH 440 (2019)

Medical school graduates, international, assistance and residency programs: HB 2104

Medical school graduates, international, barriers/assistance program, studying: *2SSB 5846, CH 329 (2019)

Medical school graduates, international, work group for studying, establishing: *2SSB 5846, CH 329 (2019)

Reproductive health care access for all act: HB 1612

Reproductive health care access for immigrants/refugees, recommendations: *2SSB 5602, CH 399 (2019)

Students, education rights regardless of immigration status/religious beliefs: HB 1779

INDETERMINATE SENTENCE REVIEW BOARD

Early release, when crimes committed before age 18, petitioning board for: HB 1540

INDIANS (See also GAMBLING; HEALTH CARE; MINORITIES; SCHOOLS AND SCHOOL DISTRICTS)

Broadband infrastructure, grant and loan program for tribes: HB 1606

Chehalis board, voting members from certain tribes, voting alternates for: HB 2109

Commercial and treaty fisher's gear compensation program, establishing: HB 1610

Commercial and treaty fisher's gear, lost or damaged, studying: HB 1610

Deadly force, tribal member's death due to use by law enforcement: HB 1064

Health, governor's Indian health advisory council, establishing: HB 1365, *SB 5415, CH 282 (2019)

Health, Washington Indian health improvement act: HB 1365, *SB 5415, CH 282 (2019)

Higher education, Native American opportunity scholarship program, creating: HB 2001

Laws, proceedings, and records of tribes, admissibility as evidence: *SB 5083, CH 39 (2019)

Nursing homes, Indian tribal, medicaid rate methodology exemption: *EHB 1564, CH 301 (2019)

Regional transportation planning organizations, voting membership for tribes: *EHB 1584, CH 118 (2019)

Schools, state-tribal education compact, construction assistance program grants for: 2SSB 5572

Sports wagering, operation by tribal casinos, authorizing: HB 1975

Tobacco and vapor products, legal sale age, consultations with tribes: *EHB 1074, CH 15 (2019)

Tribal colleges, removing work requirement for child care for students, when: HB 1303

Voting, Native American voter rights: HB 1339, *ESSB 5079, CH 6 (2019)

Voting, reservation ballot drop boxes and tribe pickup/collection locations: ESB 5779

Women, Native American, liaisons and legislative task force, establishing: HB 1713

Women, Native American, missing or murdered, law enforcement response: HB 1713

INITIATIVE AND REFERENDUM

Initiative 1000, to legislature, diversity, equity, and inclusion act: HI 1000

Initiative 940, as passed by the people, revising and adding to: HB 1064

Initiative 940, to and passed by legislature, repealing: HB 1064

Initiative 976, to legislature, bring back our \$30 car tabs: HI 976

Initiatives, amendatory format requirements: HB 1032

Initiatives, approval, majority vote in each of majority of counties: HJR 4202

Initiatives, effective date, subject to county electing not to implement: HJR 4204

Initiatives, enacted, county selective implementation or enforcement: HB 1157

INSECTS (See also PEST CONTROL AND PESTICIDES)

Mosquitos, mosquito control districts, application of property tax provisions: HB 1583, SB 5519

INSURANCE

Benefit managers, health care, new encompassing chapter for: HB 1562
 Benefit managers, pharmacy, filling prescription through mail order: SSB 5184
 Benefit managers, pharmacy, licensing and regulation of: HB 1562, HB 1911
 Benefit managers, pharmacy, prescription drug data reporting: 2SSB 5292
 Benefit managers, pharmacy, repealing/recodifying and replacing chapter: HB 1562
 Benefit managers, radiology, health care benefit managers doing business as: HB 1562
 Dental, dental only health plans, all provider categories and carrier disclosure: HB 1898
 Dental, dental only health plans, patient and provider protections: HB 1018
 Dental, Pacific islander COFA citizens, coverage for: HB 1218, ***ESB 5274, CH 311 (2019) PV**
 Disasters, natural disasters and resiliency activities work group, creating: HB 1040, ***SSB 5106, CH 388 (2019)**
 Drivers, financial responsibility, on motorcycle: ***HB 1014, CH 60 (2019)**
 Drivers, financial responsibility, on motorcycle, moped, or motor-driven cycle: HB 1125
 Fraud program, surcharge and insurance commissioner's fraud account: HB 1069
 Group policyholders, insurer payment to offset expenses of, when: HB 1075
 Health benefit exchange, premium subsidies, plan for: HB 1523, ***ESSB 5526, CH 364 (2019)**
 Health benefit exchange, standardized and non-standardized health plans: HB 1523, ***ESSB 5526, CH 364 (2019)**
 Health care, "mental health services" for health benefit plans, modifying: HB 1447
 Health care, abortion coverage, single-invoice billing and segregation: ***2SSB 5602, CH 399 (2019)**
 Health care, abortion coverage, single-invoice billing and segregation plan: HB 1902
 Health care, ARNP reimbursement at physician level: HB 1433
 Health care, balance billing protection act: HB 1065
 Health care, balance billing, prohibitions: HB 1215
 Health care, carrier credentialing of providers by database, requirements: HB 1552
 Health care, carrier network adequacy standards compliance: HB 1099
 Health care, carrier operations/governance structure material changes, notice: HB 2170
 Health care, contralateral prophylactic mastectomy coverage: HB 1968
 Health care, drug mail order services, unintentional use/enrollment: SSB 5184
 Health care, drug utilization management protocol, use of: HB 1879
 Health care, employer reimbursement for certain premiums: HB 1492
 Health care, first 6 visits as medically necessary, provider determination: ESB 5887
 Health care, health care benefit managers, new encompassing chapter for: HB 1562
 Health care, health security trust, Washington, creating: HB 1104
 Health care, hearing instrument coverage for children: HB 1811
 Health care, hospital or provider organization material changes, notice of: HB 1607
 Health care, hospital, provider organization, or carrier material changes, notice: HB 2170
 Health care, in- and out-of-network providers and facilities, requirements: HB 1065, HB 1215
 Health care, medicare supplement insurance: HB 1484, ***SB 5032, CH 38 (2019)**
 Health care, personal information, disclosure prevention/limiting, compliance: ***SSB 5889, CH 56 (2019)**
 Health care, personal information, protections and security breaches: HB 1071
 Health care, personal information, sensitive and other health care services: ***SSB 5889, CH 56 (2019)**
 Health care, prescription drug cost transparency, reporting for: HB 1224, 2SSB 5292
 Health care, prior authorization, provisions: ESB 5887
 Health care, reproductive health care access for all act: HB 1612, ***2SSB 5602, CH 399 (2019)**
 Health care, reproductive health care in college student health plans: HB 1612, ***2SSB 5602, CH 399 (2019)**
 Health care, statewide all-payer health care claims database, provisions: HB 1776, ***ESSB 5741, CH 319 (2019)**
 Health care, telemedicine, payment parity: SSB 5385
 Health care, universal health care system, establishment, work group on: HB 1877, 2SSB 5822
 Health carriers, nonprofit, employee compensation and benefits: HB 1017
 Hemp producers, joint task force on availability of crop insurance for, establishing: HB 1401
 Homeowner's insurance, smoke detection devices, discounts due to: HB 1103, ***E2SSB 5284, CH 455 (2019)**
 Long-term care, insurance benefit for: HB 1087
 Protection product guarantees, provider finances: ***HB 1001, CH 16 (2019)**, SSB 5030
 Rural development and opportunity zone act, insurance premium tax credit: HB 1324
 Self-insurance risk programs, local government joint, participation in: ***HB 1431, CH 26 (2019)**, SB 5584

Service contracts, provider coverage options and finances: ***HB 1001, CH 16 (2019)**, SSB 5030
 Water-sewer districts, commissioner insurance coverage: HB 1241, ***SB 5122, CH 40 (2019)**

INSURANCE COMMISSIONER (See also INSURANCE)

Fraud account, insurance commissioner's, creating: HB 1069
 Health care, personal information, disclosure prevention/limiting, compliance: ***SSB 5889, CH 56 (2019)**
 Public employees' benefits board, nonvoting member from OIC, adding: HB 1220
 Volunteer programs, within office, review of opportunities to include: ***SSB 5265, CH 45 (2019)**

JOINT MEMORIALS

Biochar, affirming research efforts to produce: HJM 4000, ***SJM 8005 (2019)**
 Bridges, SR-507 over Skookumchuck river, naming as Regina Clark memorial bridge: HJM 4007
 Election campaign contributions, regulating, U.S. constitutional amendment convention: HJM 4004
 Federal balanced budget, U.S. constitutional amendment for: HJM 4005
 Immunization, design defect claims against manufacturers, requesting that congress allow: HJM 4010
 Memorials, resolutions, and bills from 2019 regular session, returning to house of origin: ***SCR 8409 (2019)**
 Nuclear war, checks and balances to reduce risk, urging congress to establish: HJM 4008
 Puerto Rico, requesting incorporation into U.S. by congress of: HJM 4009
 Salmon, international year of the, recognizing 2019 as: HJM 4012
 Sea lions, managing through hunting or bounty programs, U.S. constitutional amendment: HJM 4001
 State of Liberty, creating from eastern Washington, petitioning congress for consent: HJM 4003
 Tobacco and vapor products, sale to persons under 21, federal legislation to prohibit: SJM 8008
 U.S. constitutional amendment convention, certain applications for a, rescinding: HJM 4006
 U.S. government and congress, limits on, U.S. constitutional amendment convention: HJM 4002
 United States-Mexico-Canada Agreement, requesting that congress ratify: HJM 4011
 Upper Skagit watershed, logging and mining in, requesting prevention of: HJM 4013
 Vaccination, design defect claims against manufacturers, requesting that congress allow: HJM 4010

JOINT RESOLUTIONS

Capital budget, limiting debt proceeds use to capital purposes, constitutional amendment: HJR 4205
 Catastrophic incidents, continuity of governmental operations, constitutional amendment: HJR 4200, ***SJR 8200 (2019)**
 Fee increases, constitutional amendment to require simple majority: HJR 4206
 Initiatives, approval, majority vote in each of majority of counties, constitutional amendment: HJR 4202
 Initiatives, effective date, subject to county electing not to implement, constitutional amendment: HJR 4204
 Law practice and justice, functions regarding, shifting to supreme court: HJR 4207
 Operating budget, state balanced budget requirement, constitutional amendment: HJR 4205
 Property tax levy, state, limiting residential real property value subject to, constitutional amendment: HJR 4208
 Resolutions, memorials, and bills from 2019 regular session, returning to house of origin: ***SCR 8409 (2019)**
 School district bonds, simple majority to authorize, constitutional amendment: HB 1184, HJR 4203
 Supreme court justices, number, election, and terms of, constitutional amendment: HJR 4201
 Tax increase legislation, constitutional amendment to require two-thirds majority: HJR 4206

JUDGES (See also COUNTIES; ETHICS IN GOVERNMENT; JUDICIAL CONDUCT, COMMISSION ON; RETIREMENT AND PENSIONS; SEX OFFENSES AND OFFENDERS)

Administrative law judges, collective bargaining for: HB 2017
 Collective bargaining, judges/commissioners, "public employee" exclusion: HB 1333
 Contact information, of judge, disclosure, crime of: HB 2019
 District and municipal, disputes between elected/appointed officials, mediation: ***SSB 5560, CH 463 (2019)**
 District and municipal, notices of disqualification of: HB 1305
 Elected persons, judicial branch, high school assessments completion by: HB 1478
 Judicial assistants, hiring by courts of record or superior courts judges: HB 1977
 Judiciary, state of the, joint legislative session for message: ***SCR 8401 (2019)**
 Justice and law practice, functions regarding, shifting to supreme court: HB 1788, HJR 4207
 Superior court judges, disputes between elected/appointed officials, mediation: ***SSB 5560, CH 463 (2019)**
 Supreme court, justices, number, election, and terms of: HB 1081, HJR 4201

JUDGMENTS (See also COURTS)

Consumer debt, exemption from execution, attachment, and garnishment, when: HB 1602
 Consumer debt, interest on and garnishment of: HB 1602
 Medical debt, exemption from execution, attachment, and garnishment, when: HB 1531

JUDICIAL CONDUCT, COMMISSION ON (See also ETHICS IN GOVERNMENT)

Postemployment disclosure statements, process and requirements: HB 1067

JUVENILE COURT AND JUVENILE OFFENDERS (See also CHILDREN; CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT; HOMELESS PERSONS; SEX OFFENSES AND OFFENDERS; VICTIMS OF CRIMES)

Child welfare housing assistance pilot program and stakeholder group, establishing: ***SSB 5718, CH 328 (2019)**
 Child welfare housing assistance program and stakeholder group, establishing: HB 1749
 Community facilities, juveniles in, infraction policy: HB 1740, ***SSB 5815, CH 468 (2019)**
 Community juvenile accountability act advisory committee, definition: HB 2064
 Community juvenile accountability programs, referred youth and funding: HB 1246, ***ESB 5429, CH 461 (2019)**
 Community-based rehabilitation, family and youth development programs as: HB 2064
 Custodial assault, with prior conviction, discretionary decline hearing: HB 2064
 Decline hearings, discretionary, provisions: HB 2064
 Dependency and termination petitions, caseload forecasting of: HB 2083
 Dependency proceedings, family reconciliation and reunification services: ***HB 1900, CH 172 (2019)**, SB 5826
 Dependency proceedings, hearsay evidence by child under 16, admissibility: ***SSB 5885, CH 90 (2019)**
 Dependency proceedings, permanency planning, "bonding and best interest": HB 2028
 Dependency proceedings, placement with foster parent or other caregiver: HB 2027
 Dependent child, parent of, certificate of parental improvement for, role of: HB 1645
 Detention facilities, solitary confinement, monitoring use: HB 2080
 Detention facilities, uniformed personnel binding interest arbitration: ***SB 5199, CH 280 (2019)**
 Drive-by shooting, at age 16-17, sentencing range: HB 2064
 Early release, when crimes committed before age 18, petitioning for: HB 1540
 Education opportunities, postsecondary: HB 2064
 Educational programs and outcomes, institutional, joint task force on improving: HB 2116
 Employment pathways work group, establishing: HB 2064
 Evidence, hearsay, by child under 16 concerning human trafficking: ***SSB 5885, CH 90 (2019)**
 Evidence-based services, interdisciplinary work group, convening: HB 2064
 Firearm possession, unlawful, interventions and sentences for: HB 1855
 Gangs, youth involvement, el camino nuevo pilot projects in E. Washington: HB 1895
 Guardians ad litem, for child, fingerprint background checks: ***SB 5895, CH 57 (2019)**
 Internet, secure access/digital learning, juveniles serving term of confinement: HB 2064
 Offenders, age range for possible adjudication, modifying: SSB 5735
 Offenders, convicted in adult court, juvenile facility placement: HB 1646
 Offenders, excluding juvenile offenses from offender scores: HB 1896
 Offenders, minimum security confinement, participation in programs: HB 1740, ***SSB 5815, CH 468 (2019)**
 Offenders, sentenced in adult court, court's discretion: SSB 5488
 Offenders, sentenced in adult court, serving enhancements concurrently: SSB 5488
 Preapprenticeship training programs, mobile construction, confined juveniles: HB 2064
 Prevention and family services and programs: ***HB 1900, CH 172 (2019)**, SB 5826
 Protection orders, extreme risk, against person under 18: HB 1774, ***ESSB 5027, CH 246 (2019)**
 Rehabilitation services, provisions: HB 2064
 Robbery, first degree, at age 16-17, sentencing range: HB 2064
 Sexually explicit or intimate images of minors, minors possessing/dealing in: HB 1742
 Solitary confinement, limiting and monitoring use: HB 2080
 Street youth, services for, DCYF role: ***HB 1657, CH 124 (2019)**
 Students, sex or violent offenders, district/school notification requirements: HB 1191
 Truancy, detention for failure to comply with court order, eliminating: HB 1106, HB 1434, ***E2SSB 5290, CH 312 (2019)**
 Truancy, multiple approaches: HB 1106

Voting districts, offender's last known address, redistricting commission use: ***2SSB 5287, CH 456 (2019) PV**

Youth courts, jurisdiction over civil infractions by juveniles: SB 5640

Youth, at-risk, detention for failure to comply with court order, eliminating: HB 1434, ***E2SSB 5290, CH 312 (2019)**

LABOR (See also COLLECTIVE BARGAINING; CONTRACTORS; DISCRIMINATION; EMPLOYMENT AND EMPLOYEES; EMPLOYMENT SECURITY DEPARTMENT; IMMIGRATION, IMMIGRANTS, AND IMMIGRATION STATUS; PROFESSIONS; WAGES AND HOURS)

Affirmative action without preferential treatment, I-1000 to accomplish: HI 1000

Agreements, labor peace, marijuana businesses with: HB 1289

Domestic violence and workplace resources, task force on, convening: EHB 1056

Domestic violence, community resources poster for workplace: ***HB 1533, CH 228 (2019)**

Employees, employee fair classification act, creating: HB 1515, HB 1601

Employer-employee relationship, under wage and compensation laws: HB 1515, HB 1601

Family and medical leave, paid, various provisions: HB 1399, HB 1400, ***ESB 5439, CH 81 (2019)**

Farm internship pilot project, delaying expiration: HB 2136

General strike of 1919 in Seattle and labor movement in Washington, recognizing: ***HR 4606 (2019)**

Human trafficking, hearsay evidence by child under 16 concerning: ***SSB 5885, CH 90 (2019)**

Human trafficking, noncitizen victims and family members, public assistance: HB 1971, SSB 5164

Human trafficking, restraining order violation, arrest for: ***HB 1055, CH 18 (2019)**

Labor neutrality agreements, private contractors for certain DSHS services: ESSB 5295

Noncompetition covenants, enforceable or unenforceable, when: HB 1450, ESSB 5478

Sexual discrimination, in workplace, prevention measures: HB 1728, ***ESSB 5258, CH 392 (2019)**

Sexual harassment/assault, when workers isolated, employer prevention role: HB 1728, ***ESSB 5258, CH 392 (2019)**

Unfair practices, investigative records, disclosure exemption: ***EHB 2020, CH 349 (2019)**

Unions, agency or fair share fees, employee claim or action for, defense to: HB 1575

Unions, dues/representation fees, employee authorization for deduction: HB 1845

Unions, membership dues, employee authorization of: HB 1575

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Wage boards, for nonemployee workers, convening: HB 1601

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Factory built housing and commercial structures, inspection of: ***HB 1486, CH 165 (2019)**

LAKES AND RESERVOIRS (See also FISH; FISHING; HYDRAULIC PERMITS AND PROJECTS; SHORELINES AND SHORELINE MANAGEMENT)

Roads, county, by water bodies, vacation when safety hazard: SB 5613

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Land use decisions, judicial review of, provisions: HB 1781

Private property rights, international law or accords infringing, prohibitions: HB 1617

Projects, local, permit application completeness, when: HB 1451

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Evictions, no cause, prohibiting and replacing with cause eviction protections: HB 1656

Landlord mitigation program, eligibility for: ***ESSB 5600, CH 356 (2019)**

Landlord, prior notice for demolition, substantial rehabilitation, or use change: ***HB 1462, CH 339 (2019)**

Landlord, rent increase prior written notice, minimum period for: HB 1440, HB 1460

Mediation program, provisions: HB 1446

Tenancy, termination by tenant by prior written notice, when: HB 1461

Tenancy, termination notice by armed forces member: HB 1138, HB 1461

Tenants and owners, housing information guide, maintaining: HB 1463

Tenants, notice to pay rent or vacate the premises, 14-day: ***ESSB 5600, CH 356 (2019)**

Tenants, rent and deposits/fees, paying in installments: HB 1694, ***ESSB 5600, CH 356 (2019)**

Tenants, seizure and forfeiture of property of: HB 1269

Unlawful detainer, actions, mediation program provisions: HB 1446

Unlawful detainer, actions, residential tenant response period and protections: HB 1453, HB 1463, HB 1656, ***ESSB 5600, CH 356 (2019)**

Utilities, city/town services for tenants, collection of delinquent charges: HB 1705, HB 2069

Utilities, water/sewer, individual unit metering for: HB 1818

LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL (See also ANIMALS; CRIMINAL JUSTICE TRAINING COMMISSION; CRIMINAL PROCEDURE; FIRST RESPONDERS; RETIREMENT AND PENSIONS; SHERIFFS AND POLICE CHIEFS, WASHINGTON ASSOCIATION OF (WASPC))

Behavioral health needs, criminal justice system-involved persons with, grant program: HB 1767

Deadly force, amending and adding to I-940 as passed by the people: HB 1064

Deadly force, repealing I-940 to and passed by legislature and ESHB 3003 (2018): HB 1064

Domestic violence, law enforcement response: HB 1225

Domestic violence, traumatic brain injuries risk, officer training to include: ***ESB 5573 (2019) V**

Eyewitness evidence, law enforcement maximizing of reliability, work group: HB 1970, ***SSB 5714, CH 359 (2019)**

Firearms, concealed pistol licenses, process for renewal by agencies: ***HB 1934, CH 135 (2019)**

Firearms, forfeited, agency disposing of: HB 1671

First aid, officer training in and provision of: HB 1064

Fish and wildlife officers, definition and collective bargaining: HB 1217

Fish and wildlife officers, rank of sergeant, collective bargaining: HB 2037

Homicide, justifiable, law enforcement deadly force use: HB 1064

Huckleberry buyers, disclosing certain records to law enforcement: HB 2092

License plate recognition systems, automated, law enforcement use: HB 1663

Liquor enforcement officers, powers of: HB 1626

Mental disorders, persons with, diversion by police from prosecution: HB 1513, ***E2SSB 5444, CH 326 (2019)**

Motorcycles, profiling by law enforcement, prohibiting: HB 1152

Municipal police districts, planning committees, commissions, and plans: HB 1458

Native American women, missing or murdered, law enforcement response: HB 1713

Officers, contact information of, disclosure, crime of: HB 2019

Officers, correctional, overtime work by: HB 1345

Officers, PERS service credit transfer to LEOFF, when: HB 1297, ***SSB 5355, CH 47 (2019)**

Officers, workers' compensation occupational disease presumptions: ***HB 1913, CH 133 (2019)**

Proactive policing grant program, developing and implementing: HB 1501

Property, crimes against, law enforcement grant program, establishing: HB 1280

Sexual assault kits, tracking system, and survivors: HB 1166

Sheriff's office, Kittitas county, deputy Ryan Thompson, honoring: ***HR 4630 (2019)**

Sheriff's offices, vacancies in, filling: HB 1750

State patrol, destruction of forfeited firearms by: HB 1010

State patrol, domestic violence offender registry, WSP role: HB 1080

State patrol, executive protection unit, funding: HB 1021

State patrol, handgun proficiency standards and instructors: HB 1315

State patrol, missing/murdered Native American women liaisons, establishing: HB 1713

State patrol, sexual assault kit forensic analysis role of: HB 1166

Training, basic law enforcement, commencement date after hiring: HB 1253

Universities and TESC, uniformed personnel, interest arbitration: HB 1043, ***SB 5022, CH 234 (2019) PV**

LEGISLATIVE AUDIT AND REVIEW COMMITTEE, JOINT (See also TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.)

Clean fuels program, JLARC to analyze program: HB 1110

Commercial office space, tax incentives for developing, JLARC to study: HB 1746

Employees of JLARC, collective bargaining rights: HB 1452

Firearm background checks, single/full point of contact system, feasibility: HB 1949

First responder building mapping information system, school use, studying: HB 1216

Greenhouse gas reductions, impact of, JLARC to analyze, when: HB 1113

Marbled murrelet, long-term conservation strategy, impacts of, JLARC review: HB 1546

Performance-based contracting services program, JLARC to review: 2SSB 5308

Public works, small works roster and limited public works, review of: HB 1202
 Spending programs, new statutory state, JLARC review of: HB 2150
 Tax expenditures, renaming "preferences" as, revised committee provisions: HB 1703

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Postemployment disclosure statements, process and requirements: HB 1067

LEGISLATURE (See also CONCURRENT RESOLUTIONS; LEGISLATIVE AUDIT AND REVIEW COMMITTEE, JOINT; LEGISLATIVE ETHICS BOARD; LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM (LEAP) COMMITTEE; SEX OFFENSES AND OFFENDERS; TITLE ONLY BILLS)

Agency rule making, role of legislature: HB 1052
 Bills, memorials, and resolutions from 2019 regular session, returning to house of origin: ***SCR 8409 (2019)**
 Bills/other legislation, cutoff dates: ***SCR 8400 (2019)**
 Chopp, Frank, speaker of house of representatives, recognizing and honoring: ***HR 4641 (2019)**
 Code of conduct for legislature: ***HCR 4401 (2019)**
 Code of conduct for legislature, training course for lobbyists based on: ***SSB 5861, CH 469 (2019)**
 Deceased former members, joint session to honor: ***SCR 8404 (2019)**
 Early achievers program, joint select committee on, recommendations of: HB 1391
 Employees of legislative branch, harassment or discrimination, unlawful: HB 2018
 Employees of legislative branch, permanent, collective bargaining rights: HB 1452
 Eyewitness evidence, maximizing reliability, work group: HB 1970, ***SSB 5714, CH 359 (2019)**
 Federal government, state agency agreements with, reporting to legislature: HB 1613
 Fee increases, requiring simple majority: HJR 4206
 Fiscal analysis, work group concerning nonpartisan fiscal and program information: HB 2151
 Fiscal impact, dynamic fiscal impact statements, instituting: HB 2151
 Fiscal legislation, veto of, impact on balanced operating budget: HB 2090
 Fiscal notes, various provisions: HB 2151
 Health care oversight, joint select committee, health security trust role: HB 1104
 House business during interim, conducting: ***HR 4642 (2019)**
 House organized, notification of governor: ***HR 4601 (2019)**
 House rules, permanent: ***HR 4607 (2019)**
 House rules, temporary: ***HR 4600 (2019)**
 House, remote testimony pilot program, options/recommendations, requesting: ***HR 4621 (2019)**
 Informant information or testimony, evaluating reliability of, work group: HB 1970
 Informant testimony, reliability of, work group: ***SSB 5714, CH 359 (2019)**
 Joint session, address by British Columbia premier John Horgan: ***SCR 8402 (2019)**
 Joint session, state of state message: ***HCR 4400 (2019)**
 Joint session, state of the judiciary message: ***SCR 8401 (2019)**
 Legislators, harassment or discrimination, unlawful: HB 2018
 Legislators, high school assessments completion by: HB 1478
 Legislators, non-legislative employment of, leave of absence from: ESB 5294
 Lobbyists, legislative code of conduct training course for, requirements: ***SSB 5861, CH 469 (2019)**
 Lobbyists, Sister Sharon Park, honoring: ***HR 4636 (2019)**
 Occupational boards, standing committees to review regulations: HB 1770
 Payne, Greg, chief clerk's office, house of representatives, recognizing: ***HR 4639 (2019)**
 Pesticide application safety committee, establishing: HB 1725, ***SSB 5550, CH 327 (2019)**
 Public records officers, house chief clerk and senate secretary to be: HB 2105, HB 2115
 Public records, legislative transparency act: HB 2105
 Public records, legislators and legislative agencies, disclosure of, when: HB 2115
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 Small forest landowners, legislative work group, creating: HB 1273
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 Task force, joint, on availability of crop insurance for hemp producers, establishing: HB 1401

Task force, joint, on criminal sentencing, establishing: HB 1495
 Task force, joint, on improving institutional education programs and outcomes: HB 2116
 Task force, joint, on industrial insurance choice and competition, establishing: HB 2025
 Task force, joint, on problem gambling, creating: HB 1880
 Task force, joint, on sexual assault forensic examination best practices: HB 1166
 Task force, joint, on Title IX protections and compliance, establishing: HB 1998
 Task force, on commemorating George Washington Bush through art, establishing: HB 2134
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 Task force, on missing and murdered Native American women, establishing: HB 1713
 Task force, to create Washington state office of equity operations plan: HB 1783
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 Testimony, false, by state officers and employees to legislature: HB 1030
 Trade policy, joint legislative oversight committee on, eliminating: HB 1279
 Transportation committee, joint, studying Washington-Oregon bridge options: HB 1835
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 Transportation committees, megaproject reporting by DOT to: HB 1321
 Workforce education investment accountability and oversight board, legislative, establishing: HB 2158

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Firearms, possession on premises of, prohibitions: HB 1530
 Fund-raising contest of chance, prize or purchase in, use tax exemption: HB 1808
 Internet safety policy, preventing minor access to harmful depictions: HB 1635
 State library, Washington state library-archives building project and account: HB 2015

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Permanent cosmetics businesses and artists, licensing and regulation: HB 1158
 Pistols, transfer and/or sale records DOL database, prohibiting: HB 1022, HB 1024
 Professional engineers and land surveyors, state board of registration for, as separate agency: ***HB 1176, CH 442 (2019)**, SSB 5443
 Transportation network companies, drivers, and vehicles, uniform regulation: HB 2039

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Impounded vehicles, auction by operator, moneys to fulfill operator's lien: HB 1684
 Impounded vehicles, personal property in, sale to fulfill lien against: ***SSB 5652, CH 401 (2019)**
 Property tax liens, foreclosure, sale of property as is: ***HB 1634, CH 28 (2019)**, SB 5518
 Tax liens, federal, documents exemption from recording surcharges: ***HB 1980, CH 136 (2019)**
 Utilities, delinquent charges owed by tenant, prohibiting lien against owner: HB 1705, HB 2069
 Wage liens, comprehensive provisions: HB 1514

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Enforcement officers, liquor, powers of: HB 1626
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 Marijuana, businesses, compliance and enforcement reform, board role: HB 1237, ***ESSB 5318, CH 394 (2019)**
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Brand inspection, WSDA authority to conduct, removing: HB 2075
 Brands, various provisions: ***ESSB 5959, CH 92 (2019)**
 Cattle transaction reporting system, electronic, modifying: HB 2074, ***ESSB 5959, CH 92 (2019)**
 Feed lots, certified, license fees: ***ESSB 5959, CH 92 (2019)**
 Identification, livestock identification advisory committee, provisions: ***ESSB 5959, CH 92 (2019)**
 Inspection program, repealing provisions: HB 2075

Inspection program, report concerning: ***ESSB 5959, CH 92 (2019)**
 Inspection, field livestock inspectors: ***ESSB 5959, CH 92 (2019)**
 Markets, public livestock, provisions: ***ESSB 5959, CH 92 (2019)**
 Wolf-livestock conflict response and proactive nonlethal deterrents: HB 2097

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Linked deposit program, administrative provisions: SSB 5167

LOCAL GOVERNMENT (See also BUILDING CODES AND PERMITS; CITIES AND TOWNS; COUNTIES; ENVIRONMENT; GROWTH MANAGEMENT; HOMES AND HOUSING; LAND USE PLANNING AND DEVELOPMENT; OPEN PUBLIC MEETINGS; PUBLIC EMPLOYMENT AND EMPLOYEES; PUBLIC WORKS; RECORDS; SPECIAL AND SPECIAL PURPOSE DISTRICTS; TAXES - SALES; TAXES - USE)

Automated decision systems, agency development, procurement, and use of: HB 1655
 Bags, carryout, local ordinances, prohibition: HB 1205, ESSB 5323
 Broadband infrastructure, grant and loan program for political subdivisions: HB 1606
 Building communities fund program, grant assistance award amounts: HB 1952
 Clean energy building improvements, C-PACER program for, municipality role: HB 1796
 Code enforcement officials, third degree assault of: HB 1337
 Community empowerment zones, sales and use tax deferral: HB 1807
 Community preservation and development authorities, creating: ***HB 1918, CH 447 (2019)**
 Continuity of government, after catastrophic incident: HB 1077, HJR 4200, ***SSB 5012, CH 471 (2019)**, ***SJR 8200 (2019)**
 Driving records, of local government employees: HB 1360
 Dwelling units, accessory, creating within urban growth areas: HB 1797, ESSB 5812
 Elected officials, solemnizing of marriages by, when: HB 1192
 Electric vehicles, public agencies switching to: HB 1832
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 Military benefit zones, creating to finance public improvements: HB 1386
 Military installations, incompatible development near, projects to address: HB 1628
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 Parks benefit districts, formation by city, county, or certain districts: HB 1371
 Personal property, sales/use between political subdivisions, tax exemptions: ***SB 5337, CH 188 (2019)**
 Private property rights, international law or accords infringing, prohibitions: HB 1617
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 Self-insurance risk programs, local government joint, participation in: ***HB 1431, CH 26 (2019)**, SB 5584
 Tax revenue capacity, local governments', studying: HB 1008
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 Voting, ranked choice, local government option to use: HB 1722
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Adult family homes, bed capacity: HB 1023
 Adult family homes, licensing and proximity of: HB 1827
 Adult family homes, safe egress for residents: HB 1423, *SSB 5403, CH 80 (2019)
 Adult family homes, serving persons with dementia and Alzheimer's, services: *2SSB 5672, CH 466 (2019) PV
 Adult family homes, serving persons with developmental disabilities, services: *2SSB 5672, CH 466 (2019) PV
 Adult family homes, training network for: HB 1675
 Adult family homes, violent or sex offenders, protections: HB 1827
 Assisted living facilities, volunteers: HB 1645
 Care worker research and resource center, creating: HB 1851
 Community residential service businesses, Snohomish county benchmark rate: HB 1193
 Continuing care retirement communities, various provisions: HB 1296
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 Health care facilities, various, sharing criminal background check information: HB 1565
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 Nursing homes, Indian tribal, medicaid rate methodology exemption: *EHB 1564, CH 301 (2019)
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 Nursing homes, minimum staffing standards, direct care staff hours calculation: *EHB 1564, CH 301 (2019)
 Nursing homes, volunteers: HB 1645
 Providers, various types, sharing criminal background check information: HB 1565
 Providers/workers, long-term services and supports trust program training for: HB 1087
 Residential services/supports, certification fees, for complaint investigations: HB 1421, *SB 5359, CH 458 (2019)

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Commission, transfers of revenues to various accounts: HB 1387
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Facilities, public, impact on ethnically diverse/high poverty areas, mitigating: HB 1724
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 Home weatherization and rehabilitation public works, prevailing wages for: *HB 1743, CH 29 (2019)
 Homeownership development, by cooperative association, tax exemption: HB 1107
 Homeownership projects, funding from housing trust fund: HB 1834, ESSB 5746
 Kindergartners, children's educational savings account program: HB 1592
 Manufactured/mobile home parks, rental assistance program, creating: HB 1805
 Manufactured/mobile home parks, tenant relocation assistance: HB 1033, *ESSB 5183, CH 390 (2019)
 Mobile home parks, spaces for very low-income households, nonprofit property tax exemption: HB 2004, *ESSB 5183, CH 390 (2019)
 Pets, low-income veterinary services for: *SSB 5004, CH 142 (2019)
 Sharon Park, Sister, honoring for community service: *HR 4636 (2019)
 Students, dual enrollment scholarship pilot program, Washington: HB 1973
 Students, extracurricular/athletic activities participation: HB 1660
 Students, in running start, low-income status documentation: SSB 5593
 Transportation, persons with special needs, private sector providers for: HB 1472
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 Manufactured homes, transactions fee, modifying: HB 1997, *ESSB 5183, CH 390 (2019)
 Manufactured/mobile home parks, landlord annual registration assessment: HB 1997, *ESSB 5183, CH 390 (2019)
 Manufactured/mobile home parks, real estate sales excise tax exemption: HB 2005, *ESSB 5183, CH 390 (2019)

Manufactured/mobile home parks, rental assistance program, creating: HB 1805
 Manufactured/mobile home parks, siting requirements: HB 1207, *ESSB 5183, CH 390 (2019)
 Manufactured/mobile home parks, tenant relocation assistance: HB 1033, *ESSB 5183, CH 390 (2019)
 Manufactured/mobile home parks, unlawful detainer action, limited dissemination: *ESSB 5183, CH 390 (2019)
 Manufactured/mobile homes, foreclosure or distraint sales: HB 1005, *ESSB 5131, CH 75 (2019)
 Mobile home parks, relocation coordination program to assist tenants: *ESSB 5183, CH 390 (2019)
 Mobile home parks, spaces for very low-income households, nonprofit property tax exemption: HB 2004, *ESSB 5183, CH 390 (2019)
 Property tax exemption program, for seniors, veterans, retired-disabled: HB 1804, HB 2086
 Subdivisions, manufactured/mobile home, outside urban growth areas: HB 1600
 Tenants, manufactured/mobile home parks, various protections: HB 1582
 Trailers, park model, foreclosure or distraint sales: HB 1005, *ESSB 5131, CH 75 (2019)
 Trailers, park model, modifying definition: HB 1206
 Trailers, park model, park siting requirements: HB 1207
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 Patents, manufacturing utilizing, B&O tax credit: HB 1981
 Rural manufacturers, various, B&O tax rate relief for: HB 1249, HB 1348

MARINE WATERS, STATE (See also COMMERCIAL VESSELS AND SHIPPING; FISH; OIL AND GAS; PILOTAGE COMMISSIONERS, BOARD)

Fish habitat projects, to include kelp, eelgrass, and oyster restoration: *SB 5404, CH 150 (2019)
 Orcas, southern resident, commercial whale watching regulation: HB 1580, *2SSB 5577, CH 291 (2019)
 Orcas, southern resident, protections and recovery: HB 1579, HB 1580, *2SSB 5577, CH 291 (2019)
 Salish Sea shared waters forum, emergency response system funding: HB 1578

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Age, minimum for contracting a marriage: HB 1883
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 Vital records, single comprehensive state system: HB 1550, *ESSB 5332, CH 148 (2019)

MENTAL HEALTH (See also ALCOHOL AND DRUG ABUSE; COUNSELORS AND COUNSELING; GAMBLING; HEALTH CARE AUTHORITY; HOSPITALS; PSYCHIATRY AND PSYCHIATRISTS; PSYCHOLOGISTS; SCHOOLS AND SCHOOL DISTRICTS; SEX OFFENSES AND OFFENDERS; TITLE ONLY BILLS)

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 Behavioral health caregivers/counselors, sexual harassment/assault of, preventing: *ESSB 5258, CH 392 (2019)
 Behavioral health facilities, department of, and interagency work group, creating: HB 2054
 Behavioral health innovation and integration campus at UW, creating: HB 1593
 Behavioral health organizations, reallocation of duties to MCOs and BH-ASOs: HB 1393, *E2SSB 5432, CH 325 (2019)
 Behavioral health professionals, dialectical behavior therapy certificate programs: HB 1721
 Behavioral health professionals, evidence-based practices programs: HB 1876
 Behavioral health professionals, geriatric behavioral health workers: *HB 1349, CH 12 (2019)
 Behavioral health professionals, loan repayment awards, when: HB 1721
 Behavioral health professionals, loan repayment program, establishing: HB 1668

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Behavioral health professions, opportunity grant and scholarship programs: HB 1850, SB 5635

Behavioral health providers, state law and best practices, online training: HB 1876

Behavioral health providers, training to be chemical dependency counselors: HB 1729

Behavioral health services, criminal justice system-involved persons needing: HB 1767

Behavioral health services, for adolescents, access to: HB 1874

Behavioral health services, government-funded program, B&O tax deduction: HB 1483

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Behavioral health students, dialectical behavior therapy certificate programs: HB 1721

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Behavioral health, community behavioral health services act, chapter 71.24 as: HB 1331, HB 1393, ***SSB 5380, CH 314 (2019)**, ***E2SSB 5432, CH 325 (2019)**

Behavioral health, community facilities, new types of: HB 1394

Behavioral health, full integration implementation: HB 1393, ***E2SSB 5432, CH 325 (2019)**

Behavioral health, managed care organizations and BH administrative services organizations: HB 1393, ***E2SSB 5432, CH 325 (2019)**

Behavioral health, Washington health corps initiative for professionals: HB 1668

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Children's mental health work group, members, recommendations, and advisory group: ***2SSB 5903, CH 360 (2019)**

Children's mental health, comprehensive strategies for behavioral health services: ***2SSB 5903, CH 360 (2019)**

Children's mental health, comprehensive strategies for services/supports: HB 1876

Children's mental health, infant/early childhood programs/consultation model: HB 1876

Children's mental health, partnership access line activities/services, funding model for: ***2SSB 5903, CH 360 (2019)**

Commitment, involuntary, "likelihood of serious harm" and "gravely disabled": HB 1814, E2SSB 5720

Commitment, involuntary, community and state hospital care, work group: HB 1393, ***E2SSB 5432, CH 325 (2019)**

Commitment, involuntary, designated crisis responders, video/audio use: HB 2099

Commitment, involuntary, detained then released, firearm prohibition: ***SSB 5181, CH 247 (2019)**

Commitment, involuntary, discharge planning, criminal history disclosure: HB 1826

Commitment, involuntary, diversion of veterans from: HB 1759

Commitment, involuntary, initial detention and single-bed certifications: HB 1814, E2SSB 5720

Commitment, involuntary, involuntary treatment act work group, establishing: E2SSB 5720

Commitment, involuntary, minor provisions and adult provisions: HB 1814, E2SSB 5720

Commitment, involuntary, person's last known address and voting districts: ***2SSB 5287, CH 456 (2019) PV**

Commitment, involuntary, various additional provisions: HB 1814, E2SSB 5720

Commitment, involuntary, video technology use during interview: HB 2099

Criminally insane, competency evaluations and/or restoration: HB 1513, ***E2SSB 5444, CH 326 (2019)**

Criminally insane, competency evaluators: HB 1100

Criminally insane, forensic navigators, appointment of: HB 1513, ***E2SSB 5444, CH 326 (2019)**

Deadly force, by officer, mental health training provisions relevant to: HB 1064

Evaluations, under involuntary treatment act, conducting by video: HB 1678

Funding, developmental disabilities and mental health property tax levy: HB 1718

Geriatric behavioral health workers, provisions: ***HB 1349, CH 12 (2019)**

Health benefit plans, "mental health services" for, modifying for parity: HB 1447

Hospitals, psychiatric, rate-setting by new commission, when: HB 1693

Hospitals, state, and community facilities, long-term inpatient care, work group: HB 1393, ***E2SSB 5432, CH 325 (2019)**

Hospitals, state, department of behavioral health facilities, creating: HB 2054

Incompetent persons, health care informed consent for: ***EHB 1175, CH 209 (2019)**

Incompetent to stand trial, firearm possession prohibition, when: ***SB 5205, CH 248 (2019)**

Medical assistance, psychiatric per diem payments to rural hospitals: ***HB 1534, CH 116 (2019)**

Mental health disorders, changing to "behavioral health disorders": HB 1814, E2SSB 5720

Mental health professionals, providers who qualify as: HB 1874

Music therapists, licensing of, and advisory committee: ESSB 5485

Psychologists, reciprocity program: ***SB 5054, CH 351 (2019) PV**

Psychosis, early identification and intervention, specialty care programs for, statewide plan: ***2SSB 5903, CH 360 (2019)**

Sensitive health care services, mental health services as: ***SSB 5889, CH 56 (2019)**

Students, mental health promotion and suicide prevention program, establishing: HB 1221

Students, student supports work group, convening: HB 1876

Suicide, "safer homes, suicide aware" task force, project, and account: HB 1648

Suicide, assessment and treatment training, athletic trainers to complete: HB 1689, ***ESSB 5688, CH 358 (2019)**

Suicide, mental health promotion and suicide prevention program, establishing: HB 1221

Suicide, telehealth training/treatment program to aid at-risk students: ESSB 5389

Suicide, Washington youth suicide review team, establishing: HB 1240

Telehealth training/treatment program to aid at-risk students: ESSB 5389

Treatment, community behavioral health services act, chapter 71.24 as: HB 1331, HB 1393, ***SSB 5380, CH 314 (2019), *E2SSB 5432, CH 325 (2019)**

Treatment, community facilities for behavioral health, new types of: HB 1394

Treatment, community facilities, for persons with violent history, work group: HB 1828

Treatment, for adolescents, access to: HB 1874

Treatment, initial detention and single-bed certifications: HB 1814, E2SSB 5720

Treatment, involuntary treatment act work group, establishing: E2SSB 5720

Treatment, long-term inpatient, community and state hospital care, work group: HB 1393, ***E2SSB 5432, CH 325 (2019)**

Treatment, long-term inpatient, discharge planning, criminal history disclosure: HB 1826

Treatment, qualified residential programs licensed as group care facilities: ***HB 1900, CH 172 (2019)**, SB 5826

Treatment, single-bed certification, transfer to evaluation/treatment facility from: HB 2114

Veterans attending colleges, mental health counselors for: HB 1716, SSB 5428

Volunteer programs, in state government, review of: ***SSB 5265, CH 45 (2019)**

METALS

Bullion, precious metal or monetized, eliminating tax preferences for: HB 2137, HB 2157

Metal property crimes, property seizure and forfeiture: HB 1269

Steel products, American or recycled, using for public works: HB 1570

MILITARY (See also DISCRIMINATION; MILITARY DEPARTMENT; VETERANS)

Allied forces, veterans of, remembrance emblem for license plates: HB 2013

Austin, Charles "Chuck" Walter, staff sergeant, retired, U.S. marine corps, honoring: ***HR 4637 (2019)**

Child care, military families' access to child care and early learning supports program: HB 1144

Child care, working connections, service member eligibility: HB 1141

Clark, Regina, petty officer first class, naming SR-507 bridge as Regina Clark memorial bridge: HJM 4007

Died in service, gold star license plates, issuance: HB 1197

Disabilities, members with, adaptive agricultural equipment tax preferences: HB 1736

Drivers' licenses, commercial, instructional course waiver for military members: ESSB 5544

Drivers' licenses, commercial, skills examination waiver for military members, discontinuing: ESSB 5544

Families, military, receiving services from state, work group on, convening: HB 1812

Impounded motor vehicles, sale of, servicemember exception: HB 1410

Installations, incompatible development near, projects to address: HB 1628

Installations, infrastructure to support, new account for grants for: ***SSB 5748, CH 404 (2019)**

Japanese-American veterans, incarcerated, and civil rights activists, recognizing: ***HR 4610 (2019)**

License plates, special, Purple Heart plates, fees exemption, when: ***HB 2058, CH 139 (2019)**

License plates, special, remembers plates, creating: HB 2139

Members, POW's or MIA, remembers license plates, creating: HB 2139

Members, with disabilities, recreational/rehabilitation facility, tax exemptions: HB 1972

Military benefit zones, creating to finance public improvements: HB 1386

Military reservation, recreational/rehabilitation facility on, tax exemptions: HB 1972

National guard, college tuition/fees waiver, eligibility: HB 1178, ESB 5755

National guard, Washington postsecondary education grant program for: HB 1201, SB 5197

National guard, Washington, recognizing and thanking: ***HR 4620 (2019)**

National guard, wildland fire response duty, pay for: ***HB 1137, CH 66 (2019)**

Navy and navy personnel, celebrating and thanking: ***HR 4622 (2019)**
 Nuclear attack planning, in emergency management plans: HB 1419
 Nuclear war, checks and balances to reduce risk: HJM 4008
 Schools, enrollment of children from nonresident military family: HB 1210, SSB 5603
 Schools, military-friendly, purple star award: SB 5367
 Seizure and forfeiture of property, service member protections: HB 1269
 Shared leave program, employee called to service in uniformed services: HB 1145
 Spouses, military spouse recruitment program: HB 1328
 Spouses, military, professional licensing, procedures: HB 1812, HB 2102
 Spouses, military, prohibiting discrimination based on military spouse status: HB 1812
 Suicide, among service members and veterans, statewide plan to reduce: HB 1648
 Tenancy, rental, termination by armed forces member: HB 1138
 Vehicle or trailer, nonresident member's, use tax exemption: HB 1944
 Vehicles, military surplus, collector vehicle license plates for: HB 1993
 Vehicles, military surplus, operation on public highways: HB 1993
 Washington state guard, retirement age: HB 1372
 World War II, Japanese-American veterans, recognizing: ***HR 4610 (2019)**

MILITARY DEPARTMENT (See also EMERGENCY MANAGEMENT AND SERVICES; EMERGENCY, STATE OF)

Emergency management, continuity of government planning: HB 1077, ***SSB 5012, CH 471 (2019)**
 Volunteer programs, within department, review of opportunities to include: ***SSB 5265, CH 45 (2019)**

MINES AND MINING (See also HYDRAULIC PERMITS AND PROJECTS; RIVERS AND STREAMS)

Mining and logging, in upper Skagit watershed, requesting prevention of: HJM 4013
 Motorized or gravity siphon aquatic mining, discharges from, prohibitions: HB 1261, ESSB 5322

MINORITIES (See also DISCRIMINATION; IMMIGRATION, IMMIGRANTS, AND IMMIGRATION STATUS; SEX OFFENSES AND OFFENDERS)

Asian American, Native Hawaiian, and Pacific Islander diabetes coalition Screen at 23 campaign, recognizing: ***HR 4640 (2019)**
 Asian Americans, Washington's, and Lunar New Year, recognizing: ***HR 4608 (2019)**
 Community development authority, Washington, creating: HB 2091
 Diversity, equity, and inclusion act, Washington state: HI 1000
 Diversity, equity, and inclusion goals, community/technical colleges to address: HB 2059
 Equity and cultural competency, center for, establishing for public schools: HB 1914
 Equity, Washington state office of, and task force, establishing: HB 1783
 Ethnic studies, requirements and advisory committee: HB 1314, ***SSB 5023, CH 279 (2019)**
 Executive order 9066, seventy-seventh anniversary, acknowledging: ***HR 4610 (2019)**
 Facilities, public, impact on ethnically diverse/high poverty areas, mitigating: HB 1724
 Filipino American history month, establishing: HB 1787, ***SB 5865, CH 283 (2019)**
 Gortler, Joshua, Holocaust survivor, honoring: ***HR 4633 (2019)**
 Holocaust, lessons of, teaching in public schools: HB 1624, ***SSB 5612, CH 85 (2019)**
 Interpreters, educational, for persons with limited English proficiency: HB 1130
 Japanese-American veterans, incarcerated, and civil rights activists, recognizing: ***HR 4610 (2019)**
 Language access, training and monitoring programs: HB 1130
 Pacific islanders, COFA citizens, dental coverage for: HB 1218, ***ESB 5274, CH 311 (2019) PV**
 Reproductive health care access, improvement for people of color: ***2SSB 5602, CH 399 (2019)**
 Students, underrepresented populations, educational mentor grant program, creating: HB 1281
 Taiwanese Americans, Washington, and Taiwan, reaffirming relationship between: ***HR 4627 (2019)**
 Voter discrimination, persons experiencing, remedies: HB 1886

MINORITY AND WOMEN'S BUSINESS ENTERPRISES, OFFICE

Contractor, definition of: ***ESSB 5418, CH 434 (2019) PV**
 Contracts, office requirements and modifications: HB 1202
 Investigation unit within office, establishing: HB 1202
 Linked deposit program, office to prioritize certain loans: SSB 5167

Military spouses, women or minority, outreach pilot program for: HB 1812

MOTOR VEHICLES (See also BICYCLES; DRIVERS AND DRIVERS' LICENSES; ROADS AND HIGHWAYS; TAXES - MOTOR VEHICLE EXCISE; TOWING AND TOW TRUCKS; TRAFFIC; TRANSPORTATION; UTILITIES)

Abandoned, tow truck operator sales of, sales/use tax exemptions: HB 2016, ***SSB 5668, CH 357 (2019)**
 All-terrain vehicles, wheeled, road or highway use: HB 1028
 Alternative fuel vehicles, clean, tax preferences for: HB 2042
 Buses, school, safety requirements: HB 1057
 Child restraint systems, requirements and information: HB 1012
 Combinations of farm vehicles, highway operation, weight limit exception, when: ***SSB 5883, CH 439 (2019)**
 Combinations of vehicles, highway operation, pilot program: HB 1897
 Commercial motor vehicle, definition: HB 1117, ***SB 5230, CH 44 (2019)**
 Commercial vehicles, physical or medical safety belt exemption exception: ***HB 1901, CH 173 (2019)**
 Cycles, motor-driven, operator license and endorsement for: HB 1116
 Cycles, motor-driven, operator license, endorsement, and additional penalty: SSB 5303
 Cycles, motor-driven, when operating: HB 1125
 Electric vehicles, adoption by lower income residents, barriers to, studying: HB 2042
 Electric vehicles, car-sharing programs, pilot program: HB 2042
 Electric vehicles, charging stations at new buildings: HB 1257
 Electric vehicles, infrastructure grant program, making permanent: HB 2042
 Electric vehicles, public agencies switching to: HB 1832
 Electric vehicles, sales/use tax exemptions, emission program, and infrastructure: HB 1664
 Electric-assisted bicycles/equipment, purchase of, sales/use tax exemptions: HB 1986
 Emissions, California standards, revising adoption of: HB 1999, SB 5811
 Employee vehicles, employer searches of, prohibitions: HB 2107
 Fees and taxes for vehicles, limiting or repealing various: HI 976
 Fees, various, modifying and remitting to DOL and counties: ***EHB 1789, CH 417 (2019)**
 Felonies, motor vehicle-related, offender community custody: ***SSB 5492, CH 191 (2019)**
 Impounded motor vehicles, sale of, servicemember exception: HB 1410
 Lamps, stop, and other signaling devices, color requirements: HB 2070, ***ESB 5937, CH 321 (2019)**
 Laws, various, technical corrections and alignment with federal law: HB 1117, ***SB 5230, CH 44 (2019)**
 Leaks, don't drip and drive program, statewide, developing: HB 1853
 License plate indicator tabs, transporter's, for tow truck: HB 1117, ***SB 5230, CH 44 (2019)**
 License plates, allied forces veterans remembrance emblem for, provisions: HB 2013
 License plates, automated recognition systems: HB 1663
 License plates, digital, authority for and use of: HB 1991
 License plates, special, armed forces plates: HB 1117, ***SB 5230, CH 44 (2019)**
 License plates, special, collector vehicle plates for custom vehicles: HB 1524
 License plates, special, collector vehicle plates for military surplus vehicles: HB 1993
 License plates, special, collector vehicle plates for street rods: HB 1524
 License plates, special, disabled American veteran or former POW plates, criteria: HB 1707
 License plates, special, gold star plates, issuance: HB 1197
 License plates, special, Mount St. Helens plates, creating: HB 2085
 License plates, special, Patches pal plates, creating: HB 1255
 License plates, special, Purple Heart plates, fees exemption, when: ***HB 2058, CH 139 (2019)**
 License plates, special, remembers plates, creating: HB 2139
 License plates, special, San Juan Islands plates, creating: ***EHB 1996, CH 177 (2019)**
 License plates, special, San Juan Islands stewardship plates, creating: SSB 5919
 License plates, special, Seattle Storm plates, creating: ***HB 2062, CH 384 (2019)**, SB 5930
 License plates, special, Washington wine plates: HB 2050
 License plates, special, working forests plates, creating: HB 2166
 Licensing, car tab fees, "bring back our \$30 car tabs": HI 976
 Marine cargo, unregistered vehicles shipped as, operation on public roadways: HB 1254
 Marine cargo, unregistered vehicles shipped as, registration exemption: SSB 5267

Mechanics, safety glazing/film sunscreening material installation services, unlawful purchase or sale of: ***SB 5881, CH 438 (2019)**

Mechanics, safety glazing/film sunscreening materials, unlawful installation: ***SB 5881, CH 438 (2019)**

Military members, nonresident, vehicle or trailer, use tax exemption: HB 1944

Military surplus vehicles, operation on public highways: HB 1993

Mopeds, when operating: HB 1125

Motorcycles, education, instruction permit, license, and additional penalty: SSB 5303

Motorcycles, motorcycle operator subsidy program, establishing: SSB 5303

Motorcycles, motorcycle safety education advisory board, members: HB 1116

Motorcycles, operation as snow bike, when: HB 1436

Motorcycles, operator education course, instruction permit, and license: HB 1116

Motorcycles, operators, helmet use: HB 1125

Motorcycles, operators, mandatory liability insurance: ***HB 1014, CH 60 (2019)**, HB 1125

Motorcycles, parking methods: EHB 1058, SB 5653

Motorcycles, profiling by law enforcement, prohibiting: HB 1152

Narrow track vehicles, definition and provisions: HB 1510

Off-road vehicles, fees, disposition of moneys from: ***EHB 1846, CH 130 (2019)**

Off-road vehicles, road or highway use: HB 1028

Registration, exemption, marine cargo, certain vehicles shipped as: SSB 5267

Registration, failing to register vehicle, deferral program: ***SSB 5362, CH 459 (2019)**

Registration, failing to register vehicle, deferred finding program: ***ESSB 5997, CH 423 (2019)**

Registration, service and filing fees, various: ***EHB 1789, CH 417 (2019)**

Registration, stolen vehicle check fee for applicants, exemption, when: SSB 5591

Registration, weight fees, increases: HB 1228

Reseller permits, in connection with vehicle use tax: HB 1347

Residents, new, vehicle or trailer use tax exemption: HB 1944

Safety belts, physical or medical exemption from requirement, exception to: ***HB 1901, CH 173 (2019)**

Scooters, motorized foot, regulation of, and various provisions: HB 1772

Snow bikes, motorcycles converted to: HB 1436

Taxation, sales and use, of vehicle, sale between private parties: HB 1806

Taxation, sales and use, revenue deposits into motor vehicle fund: HB 1122

Taxes and fees for vehicles, limiting or repealing various: HI 976

Tires, studded, phasing out: HB 1309

Titles, certificates of, quick title service fees: HB 1027

Titles, certificates of, service and filing fees, various: ***EHB 1789, CH 417 (2019)**

Trailers, commercial, license renewal fee: HB 1117, ***SB 5230, CH 44 (2019)**

Trip permits for unregistered vehicles, temporary: HB 1000

Trucks, collector, commercial driver's licensing requirements exemption: ***SSB 5763, CH 195 (2019)**

Washing facilities for cars, commercial, sales and use tax exemptions: HB 1115

Weight limits, exceeding, authority for vehicles carrying farm products: HB 1712

Windows, safety glazing or film sunscreening materials, unlawful installation: ***SB 5881, CH 438 (2019)**

Windows, safety glazing/film sunscreening material installation services, unlawful purchase or sale of: ***SB 5881, CH 438 (2019)**

MUSIC AND MUSICIANS

Music therapy, music therapist licensing and advisory committee: ESSB 5485

NAMED ACTS (See also DOMESTIC RELATIONS; GROWTH MANAGEMENT; SHORELINES AND SHORELINE MANAGEMENT; TITLE ONLY BILLS)

Abolition of abortion in Washington act: HB 2154

Access to foundational texts act of 2019, student access to Bible, constitutions, and other texts: HB 2147

Adolescent behavioral health care access act: HB 1874

Aquaculture fairness act: HB 1037

Balance billing protection act, medical billing by out-of-network providers: HB 1065

Body art, body piercing, tattooing, and permanent cosmetics act: HB 1158

Bring back our \$30 car tabs, as initiative to the legislature: HI 976

Business corporation act, revisions: ***SSB 5003, CH 141 (2019)**
 Call center jobs act, Washington: HB 1960
 Carbon free Washington act, transitioning to clean energy future: HB 1226
 Child care access now act, Washington: HB 1344
 Clean energy transformation act, Washington: HB 1211, ***E2SSB 5116, CH 288 (2019)**
 Common interest ownership act, Washington uniform, modifying applicability: HB 1636
 Common interest ownership act, Washington uniform, various changes: HB 1306, ***ESB 5334, CH 238 (2019)**
 Community behavioral health services act, chapter 71.24 renamed as: HB 1331, HB 1393, ***SSB 5380, CH 314 (2019), *E2SSB 5432, CH 325 (2019)**
 Consumer data transparency act, Washington: HB 2046
 Consumer protection in eye care act: HB 2003
 Corporate crime act, crimes committed by business entities: ***HB 1252, CH 211 (2019)**
 Death with dignity act, provider provision of information to patient regarding: HB 1608
 Diversity, equity, and inclusion act, Washington state: HI 1000
 Electronic authentication act, repealing: ***HB 1908, CH 132 (2019)**, SB 5501
 Employee fair classification act, concerning employer-employee relationship: HB 1515, HB 1601
 Energy independence act, contingent repeal if carbon tax or price enacted: HB 1226
 Fair repair act, concerning digital electronic products: HB 1342
 Faithful presidential electors act, uniform: HB 1539, ***SB 5074, CH 143 (2019)**
 Greg "Gibby" Gibson home fire safety act, smoke detection devices in homes: ***E2SSB 5284, CH 455 (2019)**
 Growth management act victims response act: HB 1978
 Growth management act, repealing: HB 1214
 Growth management reform act of 2019, challenges to planning: HB 1213
 Guardianship, conservatorship, and other protective arrangements act: HB 1259, ***2SSB 5604, CH 437 (2019)**
 HEAL act of 2019, state agency principles of environmental justice: EHB 2009
 Homes for animal heroes act, adoption of cats and dogs used for research: ***SSB 5212, CH 184 (2019)**
 Indian health improvement act, Washington: HB 1365, ***SB 5415, CH 282 (2019)**
 Interstate nurse licensure compact of 2019, multistate licensing: HB 1882
 Jennifer and Michella's law, DNA sample collection and analysis: HB 1326
 Land use petition act, modifying: HB 1781
 Law enforcement training and community safety act, modifying: HB 1064
 Legislative transparency act, concerning legislative public records: HB 2105
 Limited cooperative association act, Washington: ***SB 5002, CH 37 (2019)**
 LINK-AIR act, electrification of aircraft: HB 1397
 Linking communities by encouraging regional aircraft electrification act: HB 1397
 Little toasters act, for student confidence, public speaking, and leadership: HB 1475
 Military families' ACCEL act, concerning child care and early learning: HB 1144
 Military spouse equal economic opportunity act: HB 1812
 Model toxics control reform act: ***ESSB 5993, CH 422 (2019)**
 Natural death act, advance directives: ***EHB 1175, CH 209 (2019)**
 Natural meat protection act, cell-cultured meat product prohibitions: HB 1519
 New hope act, certificates of discharge and conviction records vacating: HB 1041
 Notarial acts, revised uniform law on, amendments to: ***SB 5641, CH 154 (2019)**
 Occupational board reform act: HB 1770
 Pain capable unborn child protection act, Washington, abortion restrictions: HB 1526
 Parentage act, uniform, comprehensive changes related to: ***SSB 5333, CH 46 (2019)**
 Patient protection and affordable care act, federal, codifying provisions of: HB 1870
 People's defense of the Second Amendment act of 2019: HB 2103
 Pollution prevention for healthy people and Puget Sound act: HB 1194, ***SSB 5135, CH 292 (2019)**
 Privacy act, Washington, consumer data protections: HB 1854, 2SSB 5376
 Recognition and enforcement of Canadian domestic violence protection orders act, uniform: HB 1517
 Reproductive health care access for all act: HB 1612, ***2SSB 5602, CH 399 (2019)**
 Responsible teen communications act, sexually explicit depictions of minors: HB 1742
 Rural development and opportunity zone act, Washington: HB 1324
 Safe leave act for Washington railroad workers: HB 1843

Secure choice retirement savings program act: E2SSB 5740
 Small business bill of rights: HB 2093
 State bar act, concerning bar association, repealing: HB 1788
 Student loan relief and reform act: 2SSB 5774
 Tax exemption transparency and accountability act: HB 1703
 Taxpayer health care fairness act, when employees need medical assistance: HB 1518
 Textbook affordability via open sourcing act: HB 1470
 Unclaimed property act, revised uniform: HB 1179
 Uniform fiduciary access to digitals assets act, revised, compliance: HB 1150
 Unsworn declarations act, uniform, renaming previous act as: *SSB 5017, CH 232 (2019)
 Unsworn foreign declarations act, uniform, renaming and revising: *SSB 5017, CH 232 (2019)
 Vaccine consumer protection act: HB 1019
 Voting rights act, technical amendments to: HB 1091
 Wage recovery act, Washington, establishing wage liens: HB 1514
 Washington CARES act, state employee child care access: HB 1145
 Washington electrified fleet act of 2019, electric vehicles for public agencies: HB 1832
 Welcome to Washington act, highway-focused litter control: 2SSB 5093
 Welcome to Washington baby act of 2019: HB 1771
 Willapa Bay salmon restoration act: HB 1036
 Worker protection act, whistleblower qui tam actions on behalf of state: HB 1965

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Catastrophic incidents, plans and guidance for school districts: HB 1200, SSB 5247
 Earthquakes, catastrophic incident planning relevant to: HB 1200, SSB 5247
 Earthquakes, functional recovery building standard and task force: SSB 5247
 Oso landslide victims, their families, survivors, and responders, remembering and honoring: *HR 4623 (2019)
 Work group on natural disaster and resiliency activities, creating: HB 1040, *SSB 5106, CH 388 (2019)

NATURAL RESOURCES, DEPARTMENT (See also DISCOVER PASS; FIRE PROTECTION; FOREST LAND; FOREST PRACTICES AND PRODUCTS)

Aquatic lands, tidelands/shorelands, leasing, re-leasing, and platting of: HB 1849
 Board of natural resources, marbled murrelet conservation role of: HB 1546
 Carbon sequestration advisory group, forming, DNR role: HB 2047
 Dredged material management program office, role of: HB 1480
 Land acquisitions by DNR, restrictions: HB 1288
 Lands, DNR, leasing of, lessee consent before early termination: HB 1964
 Lands, DNR, pollinator habitat: *SSB 5552, CH 353 (2019)
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 Marbled murrelet, long-term conservation strategies, DNR role: HB 1546
 Natural area preserve, property acquisitions for: HB 1287
 Natural resources conservation areas, property acquisitions for: HB 1287
 Rangeland fire protection associations, DNR agreements with: HB 1188
 Utility wildland fire prevention task force, convening: HB 1334, *SSB 5305, CH 77 (2019)
 Wildfires, 2014 Carlton complex/2015 Okanogan complex fires, studying: HB 1941
 Wildfires, 2018 season, appropriations from budget stabilization account for: HB 2159

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Broadcasters, first informer, during state of emergency: *HB 1147, CH 207 (2019)
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Emergency medical services, nonprofit organization aircraft, tax preferences: HB 1816
 Entities, nonprofit, crimes committed by, fines/legal financial obligations: *HB 1252, CH 211 (2019)
 Fund-raising contest of chance, prize or purchase in, use tax exemption: HB 1808

Health insurance carriers, nonprofit, employee compensation and benefits: HB 1017
 Holocaust, lessons of, teaching in public schools, role of organizations: HB 1624, *SSB 5612, CH 85 (2019)
 Recreational/rehabilitation facility, disabled veterans/military, tax exemptions: HB 1972

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Electronic records notaries public, communications technology remote use: *SB 5641, CH 154 (2019)
 Natural death act, advance directives, notary role: *EHB 1175, CH 209 (2019)

OIL AND GAS (See also ENERGY; FUELS; UTILITIES)

Hydraulic fracturing, for oil and natural gas, prohibiting: *SB 5145, CH 294 (2019)
 Natural gas, pre-use upstream emissions rate and global warming potential: HB 1597
 Natural gas, renewable, modifying tax exemptions: *HB 1070, CH 202 (2019)
 Oil facilities and rail tank cars, crude oil vapor pressure: HB 1785, *ESSB 5579, CH 354 (2019)
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 Restraining orders, violation of, arrest for: *HB 1055, CH 18 (2019)
 Sexual assault, protection orders, petition for: *HB 1149, CH 258 (2019)
 Truancy, detention for failure to comply with court order, eliminating: HB 1434, *E2SSB 5290, CH 312 (2019)
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Districts, park and recreation, city or county withdrawal from: HB 1699, HB 2044
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 Recreation sites or lands, pass/permit violations, penalty distribution: HB 1293
 Recreation sites or lands, sign when closed to public access/recreation: HB 2138
 Recreational facilities, public facility district authority, when: *HB 1499, CH 341 (2019)
 Sno-parks, seasonal or day-use permit for access: HB 1953

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Facilities, public, impact on ethnically diverse/high poverty areas, mitigating: HB 1724
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 Narrow track vehicles, definition and parking: HB 1510
 Off-street parking facilities, city-owned property used for, sales of: HB 1083
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 Safety rest areas along highways, parking at: *SB 5506, CH 436 (2019)
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Districts, park and recreation, city or county withdrawal from: HB 1699, HB 2044
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 Engle, Helen, life and work of, recognizing and honoring: ***HR 4628 (2019)**
 Firearms, possession on park facility premises, prohibitions: HB 1530
 Habitat, for bees/pollinators, protecting and promoting: ***SSB 5552, CH 353 (2019)**
 Marathon Park, in Olympia, renaming after Joan Benoit Samuelson: SCR 8403
 Metropolitan park districts, city or county withdrawal from: HB 2044
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 Arenas and other eligible projects, sales and use taxes deferral: HB 1839
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 Ticket sellers, web sites of, selling software to interfere with, prohibition: HB 1762

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 Forfeiture of seized property, procedures and reporting: HB 1269
 Impounded vehicles, personal property in, tow truck operator authority: ***SSB 5652, CH 401 (2019)**
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 Political subdivisions, property sales or use between, tax exemptions: ***SB 5337, CH 188 (2019)**
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 Unclaimed property, revised uniform act: HB 1179
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PEST CONTROL AND PESTICIDES (See also INSECTS)

Burning, outdoor, authorizing for silvicultural insect or disease control: ESSB 5279
 Herbicide aerial application on forestlands, work group on, establishing: ***SSB 5597, CH 355 (2019)**
 Imidacloprid, in shellfish beds: HB 1037, HB 1611
 Mosquito control districts, application of property tax provisions to: HB 1583, SB 5519
 Pesticide application safety committee and advisory work group, establishing: HB 1725, ***SSB 5550, CH 327 (2019)**
 Pesticide application safety work group, recommendations of: HB 1725, ***SSB 5550, CH 327 (2019)**
 Shellfish beds, burrowing shrimp in, chemical control of: HB 1037, HB 1611

PHARMACIES AND PHARMACISTS

Compounding of prescription drugs, requirements: HB 1352
 Nonresident pharmacies, licensure and license renewal: ***HB 1412, CH 25 (2019)**
 Nonresident pharmacies, mail order, unintentional use/enrollment: SSB 5184
 Pharmacy benefit managers, drug data reporting: 2SSB 5292
 Pharmacy benefit managers, filling prescription through mail order: SSB 5184
 Pharmacy benefit managers, health care benefit managers doing business as: HB 1562
 Pharmacy benefit managers, licensing and regulation of: HB 1562, HB 1911
 Pharmacy benefit managers, repealing/recodifying and replacing chapter: HB 1562
 Pharmacy services administrative organizations, drug data reporting: 2SSB 5292

Pure pharmacies, small, prescription drug retail sales B&O tax exemption: HB 2030
 Students, practice of pharmacy by, when: ***HB 1726, CH 270 (2019)**
 Suicide, awareness and prevention materials for pharmacies: HB 1648

PILOTAGE COMMISSIONERS, BOARD (See also COMMERCIAL VESSELS AND SHIPPING; MARINE WATERS, STATE)

Self-insurance risk program, local government joint, board participation: ***HB 1431, CH 26 (2019)**, SB 5584

PLUMBERS AND PLUMBING

Efficiency standards, various plumbing products: HB 1444
 Service providers, in-home, licensing and background checks: HB 1967

POLLUTION CONTROL HEARINGS BOARD

Architectural paint stewardship program, board role: HB 1652
 Plastic carryout bags, single-use, standards for, board role: ESSB 5323
 Plastic packaging, prohibitions and penalties, board role: HB 1204

PORT DISTRICTS

Airports, district-operated, aircraft noise abatement programs, provisions: HB 1847
 Officials, candidates for, campaign contribution limits: ***HB 1375, CH 100 (2019)**
 Port commissions, commissioner elections when modifying boundaries: ***SSB 5266, CH 454 (2019)**
 Port commissions, commissioner elections, ranked choice voting: HB 1722
 Telecommunications facilities, district selection of company to operate: HB 1498, ***2SSB 5511, CH 365 (2019)**
 Worker development and training programs, provisions: ***HB 1568, CH 117 (2019)**

PROFESSIONAL EDUCATOR STANDARDS BOARD

Certificates, conditional for special education, issuance to paraeducators: HB 1658
 Educator recruitment and preparation programs, PESB role: HB 1139
 Mental health and well-being, student, PESB role: HB 1479, ***2SSB 5082, CH 386 (2019)**
 Mental health and well-being, student, work group on, convening: HB 1479
 Teachers, certification of, basic skills assessments for applicants, PESB role: HB 1621
 Teachers, certification of, professional educator collaborative, PESB role: HB 1139

PROFESSIONS (See also AGRICULTURE; BUSINESSES; CONTRACTORS; ELECTRICIANS AND ELECTRICAL INSTALLATIONS; HEALTH CARE PROFESSIONS AND PROVIDERS; REAL ESTATE AND REAL PROPERTY; SCHOOLS AND SCHOOL DISTRICTS; VOCATIONAL EDUCATION)

Adult entertainers, safety of, and advisory committee, convening: ***EHB 1756, CH 304 (2019)**
 Applicants, for licensing and certification, occupational board reform act: HB 1770
 Architects, registration of, various provisions: HB 1148
 Auctioneers, registration with department of revenue: ***HB 1176, CH 442 (2019)**, SB 5125
 Auto mechanics, safety glazing/film sunscreening material installation services, unlawful purchase or sale of: ***SB 5881, CH 438 (2019)**
 Barbers, licenses and licensees: ***HB 1176, CH 442 (2019)**, SB 5125
 Cosmetologists, licenses and licensees: ***HB 1176, CH 442 (2019)**, SB 5125
 Custodians, sexual harassment/assault of, employer prevention role: HB 1728, ***ESSB 5258, CH 392 (2019)**
 Engineers, joint engineering activities between conservation districts: ***HB 1426, CH 103 (2019)**, SB 5585
 Engineers, professional, board for land surveyors and, as separate agency: ***HB 1176, CH 442 (2019)**, SSB 5443
 Engineers, registration of: ***HB 1176, CH 442 (2019)**, SB 5125
 Estheticians, licenses and licensees: ***HB 1176, CH 442 (2019)**, SB 5125
 Hair designers, licenses and licensees: ***HB 1176, CH 442 (2019)**, SB 5125
 Housekeepers, motel/hotel, sexual harassment/assault of, preventing: HB 1728, ***ESSB 5258, CH 392 (2019)**
 Interpreters, educational, for persons with limited English proficiency: HB 1130
 Interpreters, services for sensory-impaired public assistance applicants: ***SB 5558, CH 152 (2019)**
 Interpreters, sign language, in education and workplace, programs of study: HB 1623
 Land surveyors, board for professional engineers and, as separate agency: ***HB 1176, CH 442 (2019)**, SSB 5443
 Land surveyors, registration of: ***HB 1176, CH 442 (2019)**
 Licensing, procedures for active duty military spouses: HB 1812, HB 2102

Manicurists, licenses and licensees: ***HB 1176, CH 442 (2019)**, SB 5125
 Manicurists, manicuring for diabetic client, requirements: ES 5616
 Notaries public, electronic records, communications technology remote use: ***SB 5641, CH 154 (2019)**
 Permanent cosmetics artists, licensing and regulation: HB 1158
 Security guards, in health care settings, workplace violence prevention: HB 1931
 Security guards, sexual harassment/assault of, employer prevention role: HB 1728, ***ESSB 5258, CH 392 (2019)**
 Service providers, in-home, licensing and background checks: HB 1967
 Travel agents and tour operators, preferential B&O tax rate, eliminating: HB 2141
 Travel agents, preferential B&O tax rate, eliminating: HB 2157

PSYCHIATRY AND PSYCHIATRISTS (See also COUNSELORS AND COUNSELING; HEALTH CARE PROFESSIONS AND PROVIDERS; MENTAL HEALTH; PSYCHOLOGISTS)

Chemical dependency counselors, mental health provider training to become: HB 1729
 Telehealth training/treatment program to aid at-risk students, provider role: ESSB 5389

PSYCHOLOGISTS (See also COUNSELORS AND COUNSELING; MENTAL HEALTH; PSYCHIATRY AND PSYCHIATRISTS; SCHOOLS AND SCHOOL DISTRICTS)

Chemical dependency counselors, mental health provider training to become: HB 1729
 Telehealth training/treatment program to aid at-risk students, provider role: ESSB 5389

PUBLIC ASSISTANCE (See also FOSTER CARE; HEALTH CARE AUTHORITY; LONG-TERM CARE)

Child welfare housing assistance pilot program and stakeholder group, establishing: ***2SSB 5718, CH 328 (2019)**
 Child welfare housing assistance program and stakeholder group, establishing: HB 1749
 Family planning program, persons over 19 not eligible for Take Charge program: HB 1612
 Food assistance, basic food work requirements, postsecondary programs for: HB 1893
 Food assistance, SNAP program, EBT card use on postsecondary campuses: HB 1893
 Food assistance, SNAP program, postsecondary student eligibility: HB 1893
 Health coverage, for medicaid-ineligible low-income young adults: HB 1697
 Human trafficking, noncitizen victims and family members, public assistance: HB 1971, SSB 5164
 Interpreter services, for sensory-impaired public assistance applicants: ***SB 5558, CH 152 (2019)**
 Medicaid, ambulance transport providers, additional payments to: HB 1553
 Medicaid, apple health for kids, access to: HB 1186
 Medicaid, behavioral health full integration implementation: HB 1393, ***E2SSB 5432, CH 325 (2019)**
 Medicaid, for pregnant women, when: HB 1186
 Medicaid, home health services payment methodology and work group: SB 5828
 Medicaid, home health services reimbursement rate: SB 5828
 Medicaid, hospital safety net assessment for, expiration of, extending: HB 1748, ***SSB 5734, CH 318 (2019)**
 Medicaid, managed care organizations, incentive payments to, tax exemption: HB 2024
 Medicaid, managed care organizations, performance analysis: ESSB 5523
 Medicaid, new rural health payment system for: HB 1810
 Medicaid, noncitizen human trafficking victims and family members: HB 1971, SSB 5164
 Medicaid, provider reimbursement at medicare rate or higher: HB 1185
 Medicaid, reproductive health care access for all act: HB 1612, ***2SSB 5602, CH 399 (2019)**
 Medicaid, small rural low-volume hospitals, enhanced payment to: HB 1878
 Medicaid, telemedicine payment parity: SSB 5385
 Medicaid, working individuals with disabilities buy-in program, eligibility: HB 1199
 Medical assistance, employer assessment for employees receiving: HB 1518
 Medical assistance, psychiatric per diem payments to rural hospitals: ***HB 1534, CH 116 (2019)**
 Medical care services, reproductive health care access for all act: HB 1612, ***2SSB 5602, CH 399 (2019)**
 Prevention and family services and programs, relation to foster care: ***HB 1900, CH 172 (2019)**, SB 5826
 Temporary assistance for needy families, for minor parents: HB 1327
 Temporary assistance for needy families, various modifications: HB 1268, HB 1573, HB 1603
 WorkFirst TANF program, various modifications: HB 1268, HB 1573, HB 1603

PUBLIC DEFENSE, OFFICE

Indigent defense services, appropriated funding for: HB 1086

PUBLIC DISCLOSURE COMMISSION (See also ELECTIONS)

Advertising, "top five contributors" requirement: SB 5221
 Advertising, top five contributors requirement: HB 1379
 Campaign treasurers, training course for, PDC role: SSB 5388
 Campaigns, contributions, political committee requirements: HB 1379, SB 5221
 Campaigns, contributions, port district officials limits: ***HB 1375, CH 100 (2019)**
 Campaigns, finance disclosure, PDC administration: HB 1195
 Elected/appointed officials, county and superior court, mediation of disputes: ***SSB 5560, CH 463 (2019)**
 Lobbyists, legislative code of conduct training course for, requirements: ***SSB 5861, CH 469 (2019)**

PUBLIC EMPLOYMENT AND EMPLOYEES (See also COLLECTIVE BARGAINING; DISCRIMINATION; EMPLOYMENT AND EMPLOYEES; ETHICS IN GOVERNMENT; LABOR; RETIREMENT AND PENSIONS; STATE AGENCIES AND DEPARTMENTS; WAGES AND HOURS)

Agencies, employees of public, personal information disclosure exemption: HB 1888
 Federal government employees, "unemployed" when wages not paid: SB 5716
 Hanford nuclear site, healthy energy work group, creating: ***SSB 5627, CH 53 (2019)**
 Hanford nuclear site, healthy energy workers board, developing: ***SSB 5627, CH 53 (2019)**
 Harassment, of complaining employee in unfair practices investigations: ***EHB 2020, CH 349 (2019)**
 Military spouses, employment opportunities through recruitment program: HB 1328
 Prayer, by employees, protecting: HB 1618
 Shared leave program, child care in-state service shared leave pool: HB 1145
 Shared leave program, employee called to service in uniformed services: HB 1145
 Shared leave program, state employee when child too sick for child care: HB 1145
 State employees, "bring your infant to work" program: HB 1145
 State employees, access to child care: HB 1145
 State employees, electronic access to peer-reviewed journals, studying: HB 1363
 State employees, false testimony to legislature: HB 1030
 State employees, personal information of, person requesting to harass: HB 1692
 State employees, prohibited "special privileges," unwelcome personal attention as: HB 2057
 State employees, whistleblower qui tam actions on behalf of state: HB 1965

PUBLIC EMPLOYMENT RELATIONS COMMISSION

Uniformed personnel bargaining units, universities and TESC, PERC review: HB 1043, ***SB 5022, CH 234 (2019) PV**

PUBLIC FACILITIES DISTRICTS (See also SPECIAL AND SPECIAL PURPOSE DISTRICTS)

Convention center, expansion, tax deferrals: HB 2032
 Recreational facilities, other than ski area, authority of districts, when: ***HB 1499, CH 341 (2019)**

PUBLIC FUNDS AND ACCOUNTS

Adverse vaccine reaction monitoring account, creating: HB 1275
 Aeronautics account, depositing sales and use tax revenues into: HB 1457
 Air pollution control account, deposit of certain penalties into: HB 1112
 Ambulance transport fund, establishing: HB 1553
 Behavioral health loan repayment program account, creating: HB 1668
 Benefits account, for health security trust, creating: HB 1104
 Brownfield redevelopment trust fund account, provisions: ***ESSB 5993, CH 422 (2019)**
 Budget stabilization account, appropriations for 2018 wildfires: HB 2159
 Budget stabilization account, extraordinary revenue growth amounts transfer: HB 2163
 Career connected learning account, creating: HB 1336, HB 2158, E2SSB 5327
 Center for childhood deafness and hearing loss account, changing name of: ***HB 1604, CH 266 (2019)**
 Center for deaf and hard of hearing youth account, renaming previous account: ***HB 1604, CH 266 (2019)**
 Chehalis basin account, certain funds deposited into: HB 1154
 Chehalis basin taxable account, creating: HB 1154
 Child welfare system improvement account, renaming: HB 2063, ***SSB 5955, CH 470 (2019)**
 City-county assistance account, deposits into: HB 1228, HB 1542, ***ESSB 5998, CH 424 (2019)**
 Clean fuels program account, creating: HB 1110
 Cleanup settlement account, provisions: ***ESSB 5993, CH 422 (2019)**

Commercial aeronautics transfer account, creating: HB 1455
 Commercial and treaty fisher's gear compensation account, creating: HB 1610
 Community forestland account, establishing: HB 1946
 Complete streets grant program account, transfers to: HB 1508
 Compostable products revolving account, creating: HB 1569
 Congestion relief and traffic safety account, creating: ***SSB 5695, CH 467 (2019)**
 Connecting Washington account, certain fee deposits into: HB 1110
 Counselor referral hotline account, creating: HB 1105
 County road administration board emergency loan account, creating: HB 1951, ***SB 5923, CH 157 (2019)**
 Criminal justice treatment account, use of funds for therapeutic court: ***SSB 5380, CH 314 (2019)**
 Debt-limit general fund bond retirement account, use of: HB 1101, HB 1154
 Dedicated marijuana account, deposits into: ***HB 2052, CH 277 (2019)**
 Dedicated marijuana account, modifying use of funds from: HB 1415, HB 1959
 Defense community compatibility account, creating: HB 1628, ***SSB 5748, CH 404 (2019)**
 Department of children, youth, and families contracted services performance improvement account, creating: HB 2063, ***SSB 5955, CH 470 (2019)**
 Department of health worker protection act account, creating: HB 1965
 Department of licensing tuition recovery trust fund, funds use: HB 1124, HB 2014
 Displaced worker training account, for health security trust, creating: HB 1104
 Early learning facilities development account, bonds proceeds deposits/transfers: HB 1101
 Early learning facilities revolving account, bonds proceeds deposits and transfers: HB 1101
 Education legacy trust account, deposits into: HB 1228, HB 1542, HB 2156, ***ESSB 5998, CH 424 (2019)**
 Education legacy trust account, restricting certain transfers to: ***ESSB 5993, CH 422 (2019)**
 Educator conditional scholarship account, renaming future teachers account as: HB 1139
 Electric vehicle account, creating: HB 1664
 Electric vehicle account, creating by renaming previous account: HB 2042
 Employee fair classification act account, creating: HB 1515, HB 1601
 Environmental legacy stewardship account, repealing, transfer of funds: ***ESSB 5993, CH 422 (2019)**
 Essential public health services account, creating: HB 1873
 Fair fund, deposits into and expenditures from: HB 1283
 Farm and forest account, bonds proceeds deposits/transfers: HB 1101
 Forest and fish support account, certain deposits into: HB 2121
 Foster student scholarship account, creating: HB 1969
 Foundational public health services account, creating: ESSB 5986
 Freight mobility investment account, motor vehicle fuel tax revenues transfer to: HB 1508
 Freight mobility multimodal account, motor vehicle fuel tax revenues transfer to: HB 1508
 Governor's nonstate business travel reimbursement account, creating: HB 1021
 Growth management act victims and response account, creating: HB 1978
 Growth management planning and environmental review fund, funds use: HB 1923
 H-2A enforcement account, creating: HB 1398
 Habitat conservation account, bonds proceeds deposits/transfers: HB 1101
 Habitat conservation account, distributions from: ***SSB 5552, CH 353 (2019)**
 Health professions account, modifying use of funds from: HB 1415
 Hemp regulatory account, creating: HB 1401, ***E2SSB 5276, CH 158 (2019)**
 High occupancy toll lanes operations account, repealing: ***ESSB 5825, CH 421 (2019)**
 Higher education retirement plan supplemental benefit fund, provisions: HB 1661
 Home visiting services account, funding through: HB 1771
 Housing counseling activities account, creating: HB 1105
 Housing trust fund, funding homeownership projects from: HB 1834, ESSB 5746
 Housing trust fund, real estate sales excise tax deposits into: HB 1921
 Housing trust funds, local, local sales and use tax revenue deposits and use: HB 1581
 Income share agreement account, creating: 2SSB 5774
 Indian health improvement reinvestment account, creating: HB 1365, ***SB 5415, CH 282 (2019)**
 Insurance commissioner's fraud account, creating: HB 1069
 International medical graduate residency account, creating: HB 2104

Interstate 405 and state route number 167 express toll lanes account, creating: ***ESSB 5825, CH 421 (2019)**
 Interstate 405 and state route number 167 express toll lanes operations account, creating: HB 1899, HB 2132
 Judicial stabilization trust account, modifying filing fee/surcharge deposits into: HB 1048
 Labor and industries worker protection act account, creating: HB 1965
 Landlord mitigation program account, use of funds from: ***ESSB 5600, CH 356 (2019)**
 Library operations account, funds use: HB 2015
 Licensing and enforcement system modernization project account, delaying expiration: HB 1430
 Linked deposit program, administrative provisions: SSB 5167
 Liquor revolving fund, moneys from: HB 1008
 Local barrier partnership account, creating for fish passage barrier removal: HB 2022
 Local government archives account, funds use: HB 1667, HB 2015
 Local law enforcement officers' and firefighters' retirement system benefits account, funds use: ***HB 2144, CH 366 (2019)**
 Local public safety enhancement account, using for LEOFF plan 2 benefits: ***HB 2144, CH 366 (2019)**
 Long-term services and supports trust account, creating: HB 1087
 Manufactured/mobile home park relocation fund, deposits into: ***ESSB 5183, CH 390 (2019)**
 Manufactured/mobile home park relocation fund, renaming previous fund as: HB 1033, ***ESSB 5183, CH 390 (2019)**
 Manufacturing and warehousing job centers account, creating: HB 1948
 Medicaid fraud penalty account, certain deposits into: HB 1224, 2SSB 5292
 Mobile home park relocation fund, deposits into: HB 1997
 Model toxics control capital account, creating: ***ESSB 5993, CH 422 (2019)**
 Model toxics control operating account, creating: ***ESSB 5993, CH 422 (2019)**
 Model toxics control stormwater account, creating: ***ESSB 5993, CH 422 (2019)**
 Motor vehicle fund, deposits into: HB 1228, HB 2042, HB 2135, ***SSB 5695, CH 467 (2019)**
 Motor vehicle fund, motor vehicle fuel tax revenues in, distribution of: HB 1508
 Motor vehicle fund, motor vehicle sales and use tax revenue deposits into: HB 1122
 Multimodal transportation account, transfers to other accounts from: HB 1508, HB 2042
 Native American opportunity scholarship match transfer account, creating: HB 2001
 One Washington road account, creating: HB 2135
 Opportunities pathway account, restricting certain transfer to: ***ESSB 5993, CH 422 (2019)**
 Outdoor recreation account, bonds proceeds deposits/transfers: HB 1101
 Paint product stewardship account, creating: HB 1652
 Problem gambling account, deposits from self-exclusion programs into: HB 1302
 Problem gambling account, shared game lottery revenue transfer to: HB 1387
 Public funds investment account, pooled investment moneys deposits into: HB 1284
 Public service graduate degree conditional grant account, creating: HB 1735
 Public use general aviation airport loan revolving account, funds use: HB 1456
 Public works assistance account, deposits into: HB 1228, HB 1542, HB 1680, HB 1691, HB 2156, ***ESSB 5998, CH 424 (2019)**
 Public works assistance account, restricting funds availability, when: HB 1923
 Puget Sound Gateway facility account, creating: HB 1899, HB 2132
 Puget Sound Gateway facility account, creating in motor vehicle fund: ***ESSB 5825, CH 421 (2019)**
 Puget Sound taxpayer accountability account, use of funds from: HB 1791, ***SSB 5851, CH 196 (2019)**
 Recreational fisheries enhancement account, deposits into: HB 1708
 Regional fisheries enhancement group account, deposits into: HB 1708
 Reserve account, for health security trust, creating: HB 1104
 Responsible plastic packaging stewardship account, creating: HB 1204
 Rockfish research account, deposits into: HB 1708
 Rural development and opportunity zone account, creating: HB 1324
 Safe leave for railroad workers enforcement account, creating: HB 1843
 Safer homes, suicide aware project account, renaming previous account as: HB 1648
 School bus safety account, creating: HB 1057
 School zone safety account, depositing certain penalties into: HB 1256
 Secure choice retirement savings administrative fund, creating: E2SSB 5740
 Separately managed public funds investment account, creating: HB 1284

Separately managed state agency investment account, creating: HB 1284
 Separately managed state treasurer's service account, creating: HB 1284
 Smoke detection device awareness account, creating: HB 1103, *E2SSB 5284, CH 455 (2019)
 Social work professional loan repayment program fund, creating: HB 2002
 State building construction account, bonds proceeds deposits/transfers: HB 1101
 State taxable building construction account, bonds proceeds deposits/transfers: HB 1101
 State toxics control account, funds for studying imidacloprid use: HB 1611
 State wildlife account, recreational equipment sales/use tax deposits into: HB 2122
 Statewide broadband account, creating: HB 1498, *2SSB 5511, CH 365 (2019)
 Student achievement council tuition recovery trust fund, funds use: HB 1124, HB 2014
 Student support pathways account, contributions to: HB 1123
 Sustainable farms and fields account, creating: HB 2095, 2SSB 5947
 Toll facility bond retirement account, use of funds: HB 2132, *ESSB 5825, CH 421 (2019)
 Toxics control accounts, new, hazardous substance tax deposits in: *ESSB 5993, CH 422 (2019)
 Toxics control accounts, state and local, repealing, transfer of funds: *ESSB 5993, CH 422 (2019)
 Toxics control accounts, state and local, use of funds from: HB 1114
 Transportation improvement account, restricting funds availability, when: HB 1923
 Traumatic brain injury account, deposit into and use of certain fees: HB 1585, HB 1586, *ESSB 5127, CH 181 (2019)
 Tuition recovery trust fund, funds use: HB 2014
 Vapor product stewardship account, creating: HB 1932
 Veterans service officer fund, creating: HB 1448
 Veterans' assistance fund, costs of administering: HB 1718
 Veterans' assistance fund, property tax levy for: HB 1829
 Voluntary cleanup account, deposits into: HB 1290
 Volunteer emergency response management account, creating: HB 2078
 Vulnerable roadway user education account, creating: HB 1966, *SSB 5723, CH 403 (2019)
 Warm water game fish account, deposits into: HB 1708
 Washington children's educational savings account program account, creating: HB 1592
 Washington community development authority account, creating: HB 2091
 Washington information and referral access account, creating: HB 2126
 Washington state heritage center account, replacing: HB 2015
 Washington state human rights commission worker protection act account, creating: HB 1965
 Washington state library-archives building account, creating: HB 2015
 Washington student loan account, creating: HB 1542, HB 2158
 Waste reduction, recycling, and litter control account, use of funds from: HB 1114, HB 1543, 2SSB 5093
 Water infrastructure program account, creating: HB 1889
 Water infrastructure program bond account, creating: HB 1889
 Water infrastructure program taxable bond account, creating: HB 1889
 Water quality capital account, restricting funds availability, when: HB 1923
 Woodstove education and enforcement account, fee deposits and distribution: HB 1567
 Workforce education investment account, creating: HB 2158
 Workforce education investment account, depositing B&O tax surcharges into: HB 2158
 Working families tax exemption account, creating: HB 1681, HB 1778

PUBLIC GUARDIANSHIP, OFFICE

Case-weighting system, developing: HB 1330
 Services, supported decision-making and estate administration, office role: HB 1329

PUBLIC LANDS (See also FISH AND WILDLIFE, DEPARTMENT; NATURAL RESOURCES, DEPARTMENT; OUTDOOR RECREATION)

Acquisitions, by DNR, restricting: HB 1288
 Acquisitions, by state agencies, agricultural land assessments for: HB 1733
 Adverse possession, use by DNR for acquisitions: HB 1288
 Aquatic lands, tidelands/shorelands, leasing, re-leasing, and platting of: HB 1849
 Equitable apportionment, use by DNR for acquisitions: HB 1288
 Leases, DNR lands, lessee consent before early termination: HB 1964

Natural area preserve, property acquisitions for: HB 1287
 Natural resources conservation areas, property acquisitions for: HB 1287
 Public lands day, designating: ***HB 1449, CH 224 (2019)**
 Recreation sites or lands, pass/permit violations, penalty distribution: HB 1293
 State forestlands, payments from exchange of, county prorating, when: ***HB 2119, CH 309 (2019)**
 State lands, certain agencies, sign when closed to public access/recreation: HB 2138
 State lands, noxious weeds on, replacing with plants beneficial for pollinators: ***SSB 5552, CH 353 (2019)**

PUBLIC POLICY, INSTITUTE FOR

Domestic violence treatment, multitiered model, evaluating: HB 1517
 Early childhood education and assistance program, outcome evaluation: HB 1391
 Evergreen first-year experience program, institute to evaluate: HB 1735
 Firearm possession by juvenile, unlawful, interventions for, institute review: HB 1855
 Free to finish college program, evaluation of: HB 1950
 Juvenile facilities, placing juvenile offenders convicted in adult court in, impact: HB 1646
 Resource and assessment centers for children, outcomes evaluation: HB 1609
 State employees, electronic access to peer-reviewed journals, studying: HB 1363

PUBLIC RECORDS EXEMPTIONS ACCOUNTABILITY COMMITTEE

Explosives, records and reports, disclosure exemption recommendations: ***HB 1673, CH 125 (2019)**
 Recommendations of committee, implementation: ***HB 1537, CH 229 (2019)**, HB 1538

PUBLIC TRANSIT

Cameras, traffic safety, authorized public transportation uses of: HB 1793
 Facilities, public, impact on ethnically diverse/high poverty areas, mitigating: HB 1724
 High capacity transportation systems, certain taxes for, nullification: HB 1868
 Park and ride lots, private employer transportation service vehicle use of: HB 1957
 Public transportation authorities, unit priced public works contracting use by: ***ESSB 5418, CH 434 (2019) PV**
 Public transportation benefit areas, unit priced public works contracting use by: ***ESSB 5418, CH 434 (2019) PV**
 Regional transit authorities, board members, election and authority of: HB 1956
 Regional transit authorities, certain voter-approved taxes, nullification: HB 1868
 Regional transit authorities, counties of, use of PSTAA funds by: HB 1791, ***SSB 5851, CH 196 (2019)**
 Regional transit authorities, motor vehicle excise tax imposed by, administration of: HB 2021
 Regional transit authorities, motor vehicle excise tax imposed by, vehicle valuation: HB 2021
 Regional transit authorities, motor vehicle excise tax, market value adjustment: HB 2123
 Regional transit authorities, unit priced public works contracting use by: ***ESSB 5418, CH 434 (2019) PV**
 Regional transit authority, central Puget Sound, motor vehicle excise tax: HB 2123
 Transit supportive densities, residential targeted areas in urban growth areas: SSB 5363
 Vanpool drivers, driving records of: HB 1360

PUBLIC WORKS (See also BUDGETS; CAPITAL PROJECTS ADVISORY REVIEW BOARD; EMPLOYMENT AND EMPLOYEES; LOCAL GOVERNMENT; ROADS AND HIGHWAYS; TRANSPORTATION, DEPARTMENT; UTILITIES)

Alternative contracting, design-build, job order, and project review committee: HB 1295
 Bidding, city contracts, lowest responsible bidder: HB 1174
 Bidding, fire protection district purchases and contracting, limits: HB 1670, ***ESSB 5418, CH 434 (2019) PV**
 Bidding, municipality fairness, rights of protesting bidders: ***ESSB 5418, CH 434 (2019) PV**
 Bidding, notices, public agency purchase using other agency's contract: ***ESB 5958, CH 91 (2019)**
 Bidding, prime contract bidder naming of subcontractors, when: HB 1571
 Bidding, various provisions: ***ESSB 5418, CH 434 (2019) PV**
 Community preservation and development authorities, creating: ***HB 1918, CH 447 (2019)**
 Contracting, unit-priced contracts for, use by counties: HB 1359, ***ESSB 5418, CH 434 (2019) PV**
 Contracting, unit-priced contracts for, use by public transportation authorities: ***ESSB 5418, CH 434 (2019) PV**
 Contracting, unit-priced contracts for, use by public transportation benefit areas: ***ESSB 5418, CH 434 (2019) PV**
 Contracting, unit-priced contracts for, use by regional transit authorities: ***ESSB 5418, CH 434 (2019) PV**
 Contracting, unit-priced contracts for, use by water-sewer districts: ***ESSB 5418, CH 434 (2019) PV**
 Contracting, use of American or recycled steel products: HB 1570

Contracts, state agency services, hours worked on computer, verifying: HB 1744
 Facilities, public, impact on ethnically diverse/high poverty areas, mitigating: HB 1724
 Facility projects, water efficient landscaping: HB 1165
 Prevailing wages, contracts, public utility districts: *ESSB 5418, CH 434 (2019) PV
 Prevailing wages, for affordable housing, shelters, and low-income home rehab: *HB 1743, CH 29 (2019)
 Prevailing wages, program administration, fees for: HB 1361, *SB 5566, CH 193 (2019)
 Prevailing wages, violations and protections: HB 1072, *ESSB 5035, CH 242 (2019)
 Small works roster, irrigation district use of: *ESB 5453, CH 462 (2019)
 Small works roster, limited public works process use: HB 1202, HB 1359, *ESSB 5418, CH 434 (2019) PV
 Small works roster, maximum estimated cost: *ESSB 5418, CH 434 (2019) PV
 Small works roster, waiving retainage and assuming contractor's liability: *ESSB 5418, CH 434 (2019) PV
 Traffic signals and illumination equipment, work contracts: HB 1427, *SB 5179, CH 310 (2019)
 Value planning, grants to entities for: HB 1680, HB 1691

PUBLIC WORKS BOARD

Board, state treasurer to be member of: HB 1285
 Public works assistance account, appropriations to board from, use of: HB 1680, HB 1691

RAILROADS (See also PUBLIC TRANSIT)

Hazardous material trains, minimum crew requirements: HB 1841
 Oil, vapor pressure of crude, in rail tank car at loading/unloading facility: HB 1785, *ESSB 5579, CH 354 (2019)
 Workers, including operating craft employees, safe leave act and account: HB 1843
 Yardmasters, hours of service and rest periods: HB 1842

REAL ESTATE AND REAL PROPERTY (See also BOUNDARIES; BUILDING CODES AND PERMITS; GROWTH MANAGEMENT; HOMES AND HOUSING; LANDLORD AND TENANT; SUBDIVISIONS; TAXES - REAL ESTATE SALES EXCISE; WATER; WATER RIGHTS)

Address confidentiality program, participant property ownership assistance: HB 1643
 Appraisal management companies, requirements: HB 1244, *SB 5124, CH 74 (2019)
 Appraisers and appraisal companies, legal actions against: HB 1015
 Appraisers and appraiser trainees, certificates, licenses, and registrations: *ESSB 5480, CH 51 (2019)
 Brokers, as dual agents, prohibitions and requirements: HB 1316
 Brokers, B&O tax rate, increasing, when: HB 1343
 Commercial property, improvements, creating C-PACER program for: HB 1796
 Commercial real estate, brokers as dual agents: HB 1316
 Common interest communities, construction defect actions against professionals: HB 1576
 Common interest ownership act, Washington uniform, modifying applicability: HB 1636
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 Construction defect actions, against construction professionals, requirements: HB 1576
 Disclosure statement, proximity to working forest: *HB 1011, CH 17 (2019)
 Disclosure statement, smoke detection devices: HB 1103, *E2SSB 5284, CH 455 (2019)
 Easement, for private road across another's land, interest holders to maintain: HB 2165
 Firms, real estate, registration with secretary of state: *HB 1176, CH 442 (2019), SB 5125
 Foreclosure, liens for taxes, sale of property as is: *HB 1634, CH 28 (2019), SB 5518
 Foreclosures, due to property tax delinquency, taxpayer protections: HB 1105
 Private property rights, international law or accords infringing, prohibitions: HB 1617
 Residential real property value subject to state property tax levy, limiting: HB 2106, HJR 4208
 Transportation property, DOT surplus, former owner right of repurchase: HB 1473

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Cities/towns, office hours fewer than 30, records requests when: SB 5787
 Contact information, of criminal justice agent, disclosure, crime of: HB 2019
 Databases, state agency, limiting availability for immigration enforcement: HB 1815, *E2SSB 5497, CH 440 (2019)
 Disclosure, exemptions, bids and proposals submitted to agency: HB 1538
 Disclosure, exemptions, bump-fire stock buy-back program personal information: HB 2182, *SB 6025, CH 239 (2019)

Disclosure, exemptions, bump-fire stock buy-back program, SB 6025 concerning, authorizing consideration of: ***SCR 8406 (2019)**

Disclosure, exemptions, certain distillery licensing information: HB 1838

Disclosure, exemptions, certain USFDA information or records: ***HB 1385, CH 337 (2019)**

Disclosure, exemptions, department of corrections' security threat group database: HB 1871

Disclosure, exemptions, employing agency investigative records: HB 1538

Disclosure, exemptions, employment and volunteers information: HB 1538

Disclosure, exemptions, paid family and medical leave records: HB 1399

Disclosure, exemptions, personal information, exception when consent: HB 1538

Disclosure, exemptions, personal information, public agency employees: HB 1888

Disclosure, exemptions, proprietary and related information: HB 1538

Disclosure, exemptions, public employment application information: ***HB 1537, CH 229 (2019)**

Disclosure, exemptions, single comprehensive state vital records system: HB 1550, ***ESSB 5332, CH 148 (2019)**

Disclosure, exemptions, sunshine committee recommendations: ***HB 1537, CH 229 (2019)**, HB 1538

Disclosure, exemptions, unfair labor practices investigative records: ***EHB 2020, CH 349 (2019)**

Employment security department, ESD agency privacy officer, designating: HB 1400, ***ESB 5439, CH 81 (2019)**

Higher education institutions, records release process for research, exemption: ***SB 5786, CH 88 (2019)**

Personal data, processors of, Washington consumer data transparency act: HB 2046

Personal information, consumer data and related, Washington privacy act: HB 1854, 2SSB 5376

Personal information, data broker registration and security programs: HB 1503

Personal information, of state employee, requesting to harass, liability for: HB 1692

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Public records officers, for legislature, clerk and secretary to be: HB 2105, HB 2115

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Public records, training grant and consultation programs, eliminating expiration: HB 1667

Sexual assault, child victim personal information, confidentiality of: ***HB 1505, CH 300 (2019)**

Special purpose districts, office hours fewer than 30, records requests when: SB 5787

Sunshine committee, recommendations of: ***HB 1537, CH 229 (2019)**, HB 1538

Timeshare and condominium owner lists, repealing disclosure exemption: ***HB 1537, CH 229 (2019)**

Vital records, single comprehensive state system: HB 1550, ***ESSB 5332, CH 148 (2019)**

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Definitions, "efficiency gap" and "wasted votes": HB 1396

Districts, last known address for inmates or involuntarily committed persons: ***2SSB 5287, CH 456 (2019) PV**

Districts, neutrality toward political parties, requiring: HB 1396

Members, political campaign activities, limiting: HB 1396

Plans, submission to legislature, deadline: HB 1494, ***SSB 5502, CH 192 (2019)**

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Staff of council, provisions: HB 2043

REGISTRAR, STATE

State and local registrars, state vital records system role: HB 1550, ***ESSB 5332, CH 148 (2019)**

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Affordable housing, development on religious organization property: HB 1377

Bible, student access to, access to foundational texts act of 2019: HB 2147

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Christian Science treatment, abuse/neglect exemption references, removing: HB 1376

Educational institutions, postsecondary, religious accommodations by: ***SSB 5166, CH 182 (2019)**

Health care faith-based practices, abuse/neglect exemption, when: HB 1376

Homeless persons, religious organizations hosting, prohibitions/requirements: HB 1754

Prayer, by public employees, protecting: HB 1618

Schneerson, Rabbi Menachem, recognizing his vision by recognizing "education and sharing day": ***HR 4638 (2019)**

Sharon Park, Sister, honoring for community service through Catholic organizations: ***HR 4636 (2019)**

Students, education rights regardless of religious beliefs/immigration status: HB 1779

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Benefits, state systems, until end of month retiree/beneficiary dies: HB 1414
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 Contributions by employer, interest and rates when reported late: HB 2127
 Firefighters, pre-LEOFF/LEOFF plan 1 pension/disability boards: HB 2051
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 Judges, state retirement systems, benefits when retiree dies: HB 1414
 Law enforcement, pre-LEOFF/LEOFF plan 1 pension/disability boards: HB 2051
 LEOFF, PERS service credit transfer to, when: HB 1297, ***SSB 5355, CH 47 (2019)**
 LEOFF, plan 1, disability boards, membership of: HB 2051
 LEOFF, plan 2, using funds in certain accounts for benefits improvement: ***HB 2144, CH 366 (2019)**
 LEOFF, using firefighters' pension levies to fund benefits under: ***SSB 5894, CH 320 (2019)**
 Membership default, PERS, SERS, and TRS plans 2 and 3: HB 1308, ***SB 5360, CH 313 (2019) PV**
 PERS, life annuity benefit, optional: HB 1413, ***SB 5350, CH 189 (2019)**
 PERS, opt-out option for certain older employees: SSB 5687
 PERS, plan 1, monthly benefit increase: HB 1390
 PERS, plans 2 and 3, retired teachers working in nonadministrative capacity: HB 1139
 PERS, service credit transfer to LEOFF, when: HB 1297, ***SSB 5355, CH 47 (2019)**
 Postretirement employment, PERS, SERS, and TRS plans 2 and 3: HB 1362, HB 1388
 PSERS, plan 2, life annuity benefit, optional: HB 1413, ***SB 5350, CH 189 (2019)**
 Secure choice retirement savings trust, program, and fund, creating: E2SSB 5740
 SERS, plans 2 and 3, early retirement: HB 1132
 SERS, plans 2 and 3, life annuity benefit, optional: HB 1413, ***SB 5350, CH 189 (2019)**
 SERS, plans 2 and 3, opt-out option for certain older employees: SSB 5687
 SERS, plans 2 and 3, retirees in nonadministrative positions: HB 1139
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 TRS, plan 1, monthly benefit increase: HB 1390
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 Volunteer firefighters' and reserve officers' system, annual fee and benefits: EHB 1912, SSB 5829
 Washington state guard, retirement age: HB 1372

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Common school provisions, obsolete, repealing: HB 1173
 Emergencies, suspending statutory provisions, governor authority: ***SB 5260, CH 472 (2019)**
 Financial management, office of, corrections concerning: HB 1294, ***SB 5310, CH 146 (2019)**
 Financial management, office of, obsolete provisions concerning: HB 1364, ***ESSB 5311, CH 147 (2019)**
 Growth management act, repeal of, conforming changes due to: HB 1214
 Life sciences discovery fund authority, repealing or recodifying statutes: HB 1335, ***SB 5490, CH 83 (2019)**
 Motor vehicle laws, various, technical corrections: HB 1117, ***SB 5230, CH 44 (2019)**
 Parentage act, uniform, comprehensive changes related to: ***SSB 5333, CH 46 (2019)**
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Chehalis basin flooding, damage reduction and habitat restoration: HB 1154
 Chehalis basin, Chehalis board voting members, tribal voting alternates: HB 2109
 Chehalis basin, office of, water infrastructure program role: HB 1889
 Columbia river, additional Washington-Oregon bridge, studying options: HB 1835
 Columbia river, office of, water infrastructure program role: HB 1889
 Minimum water flows or levels, establishing: HB 1979
 Roads, county, by water bodies, vacation when safety hazard: SB 5613

Shade canopy for cooler water, riparian-oriented agroforestry pilot initiative: HB 2082
 Skagit watershed, upper, logging and mining in, requesting prevention of: HJM 4013
 Spokane river, regional toxics task force, establishing: HB 2113
 Streambeds, human-caused disturbances, scientific literature review: HB 1404

ROADS AND HIGHWAYS (See also BICYCLES; COUNTY ROAD ADMINISTRATION BOARD; DRIVERS AND DRIVERS' LICENSES; MOTOR VEHICLES; PARKING; TRAFFIC)

Adopt-a-highway program, planting vegetation for bees/pollinators: *SSB 5552, CH 353 (2019)
 Alaskan Way viaduct replacement project, Seattle taxing authority: HB 1809
 Bridge, additional Washington-Oregon, studying options: HB 1835
 Bridge, Tacoma Narrows, toll provisions: HB 1928
 Bridges, SR-507 over Skookumchuck river, designating as Regina Clark memorial bridge: HJM 4007
 County roads, by water bodies, vacation when safety hazard: SB 5613
 Highway projects, general obligation bonds for transportation projects: *ESSB 5825, CH 421 (2019)
 Highways, farm vehicle combination operation on, weight limit exception, when: *SSB 5883, CH 439 (2019)
 Highways, operation of vehicle combinations on, pilot program: HB 1897
 Interstate 405 and state route number 167 express toll lanes facility, provisions: *ESSB 5825, CH 421 (2019)
 Interstate 405, as eligible toll facility, where and when: HB 1899, HB 2132, *ESSB 5825, CH 421 (2019)
 Litter control, highway-focused, funding: 2SSB 5093
 Megaprojects, reporting by DOT: HB 1321
 Pavement condition, arterial systems, city/town reporting: HB 1695
 Pavement condition, preservation rating information for highways: *HB 2038, CH 36 (2019)
 Projects of statewide significance, transportation, designation as: HB 1994
 Rest areas, safety, parking requirements and prohibitions: *SB 5506, CH 436 (2019)
 Rights-of-way, trees and shrubbery, planting for bees/pollinators: *SSB 5552, CH 353 (2019)
 Roads, private, across another's land, easement interest holders to maintain: HB 2165
 State route number 167, as eligible toll facility, where and when: HB 1899, HB 2132, *ESSB 5825, CH 421 (2019)
 State route number 167, toll discount for certain persons: HB 2068
 State route number 405, toll discount for certain persons: HB 2068
 State route number 509, as eligible toll facility, where and when: HB 2132
 State route number 509, toll discount for certain persons: HB 2068
 Stormwater runoff on state highways, funds use plans for reducing: HB 2125, *SB 5505, CH 435 (2019)
 Streets, complete streets grant program, transfers to account for: HB 1508
 Toll facilities, high occupancy toll lane pilot project, repealing provisions: HB 1899, HB 2132, *ESSB 5825, CH 421 (2019)
 Toll facilities, photo toll systems, availability of various documentation: HB 1229
 Toll facilities, Puget Sound Gateway facility as eligible facility: HB 1899, HB 2132, *ESSB 5825, CH 421 (2019)
 Toll facilities, Tacoma Narrows bridge, toll payer relief: HB 1928
 Toll facilities, using automated license plate recognition systems: HB 1663
 Worker, for contractor, spouse and children college tuition/fees exemption: *SB 5119, CH 144 (2019)

SALES (See also BUSINESSES; COMPUTERS; DRUGS; FIREARMS; FOOD AND FOOD PRODUCTS; HAZARDOUS MATERIALS; MOTOR VEHICLES; PERFORMING ARTS AND PERFORMANCE FACILITIES; STADIUMS AND OTHER VENUES; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; TAXES - MOTOR VEHICLE EXCISE; TAXES - SALES)

Architectural paint, assessment to be added to purchase price: HB 1652
 Bags, film products, degradability and prohibitions: HB 1569
 Bags, retail carryout, standards for: HB 1205, ESSB 5323
 Fireworks, sales in December, timing of: HB 1248
 Food service products, single-use plastic, prohibitions and alternatives: HB 1632
 Gift cards and certificates, provisions: *HB 1727, CH 376 (2019)
 Motor fuel pumps, fuel tax sticker for display on: HB 1633
 Scan-down allowances for retail sellers, B&O taxation purposes: *EHB 1354, CH 217 (2019)
 Straws for beverages, plastic, food service establishment restrictions: ESSB 5077
 Student back-to-school clothing/supplies, sales and use tax exemptions: HB 1559

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Equity, diversity, inclusion, and cultural competency training, developing: HB 1914
 Immigrant students, model policy and procedure: HB 1779
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SCHOOLS AND SCHOOL DISTRICTS (See also CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT; RETIREMENT AND PENSIONS; SCHOOL DIRECTORS' ASSOCIATION, WASHINGTON STATE; SUPERINTENDENT OF PUBLIC INSTRUCTION, OFFICE (OSPI); TITLE ONLY BILLS; WORKER TRAINING AND WORKFORCE NEEDS)

Acceleration, academic, dual credit courses: HB 1164
 Agriculture, food, and natural resources, career-connected learning in: HB 1863, ESSB 5067
 Alternative learning experience courses, vocational, allocations: HB 1304
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 Art, works of, selection for buildings and structures, local artist preference: HB 2007
 Assessment tests, as graduation requirements, various provisions: HB 1089, HB 1599, HB 1720
 Assessment tests, high school, completion by elected officials: HB 1478
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 Assessment tests, unmet requirements, skills and knowledge demonstration: HB 1467
 Assessments, reading, second grade, modifications: HB 1076, ESSB 5067
 Assessments, science, modifying: HB 1599
 Bonds and payment levies, school district, simple majority to authorize: HB 1184, HJR 4203
 Bullying, district harassment, intimidation, and bullying prohibition/policy: ***SSB 5689, CH 194 (2019)**
 Buses, agreements for fire protection districts to provide maintenance/repair: HB 1669, ***SSB 5670, CH 402 (2019)**
 Buses, driver qualifications and training: SB 5263
 Buses, safety requirements: HB 1057
 Buses, student parent transporting infant on school bus: HB 1327
 Cards, associated student body (ASB), opportunity gap for acquisition: HB 1660
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 Career and technical education, agriculture education as CTE program: ESSB 5067
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 Career and technical education, district reporting: HB 2128
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 Career launch programs, funding to districts for: HB 1336, E2SSB 5327
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 Civics, stand-alone course in, options: HB 1076
 Class size, K-3 allocations for smaller, demonstrating actual size, delaying: HB 2108
 Climate/next generation science standards, teacher training grant program: HB 1496
 College in the high school, concurrent enrollment programs: HB 1734
 College in the high school, dual credit courses: HB 1164
 Columbia River High School Chieftains boys' soccer team, congratulating: ***HR 4635 (2019)**
 Commission on student learning, repealing remaining section: HB 1120
 Common school provisions, obsolete, repealing: HB 1173
 Competency-based education work group, convening: HB 1121
 Computer science education programs, K-12, data concerning: HB 1577
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 Construction assistance, for small school districts, program grants for: 2SSB 5572
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 Construction assistance, relation of building engineering surveys to: HB 1245
 Construction, sales/use taxes on, district exemption from state portion: HB 1758
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 Counselors, additional ESA on each campus, funding: HB 1943
 Counselors, guidance, allocations for: HB 1547, HB 2084
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Cultural access programs, same requirements for all counties: HB 1435, SB 5792
 Cursive writing, teaching in common schools: HB 2006
 Days, required for school year, waivers of requirement: ***HB 1803, CH 274 (2019)**
 Districts, capital bond authorization training for boards of: HB 2023
 Districts, certain King county districts, compensation regionalization factor: HB 1111
 Districts, Federal Way, compensation regionalization factor: HB 1627
 Districts, first responder building mapping information system use by: HB 1216
 Districts, four-year budget plans, reporting requirements: HB 1151, HB 1547
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 Districts, nonhigh school, payments due to high school districts from: HB 2040
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 Districts, small, construction assistance program modernization grants for: 2SSB 5572
 Districts, special education reporting and recognition: SSB 5532
 Districts, student interdistrict transfer requests, guardian's residence as factor: HB 2045
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 Dropout prevention, building bridges programs: HB 1076, ESSB 5067
 Dropouts, obsolete provisions, repealing: HB 1173
 Drugs, opioid overdose medications, high school access: ***SSB 5380, CH 314 (2019)**
 Drugs, opioid overdose medications, K-12 school access: HB 1039
 Drugs, substance abuse, at-risk students, telehealth training/treatment program: ESSB 5389
 Dual credit courses, various provisions: HB 1164
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 Dual language learning, early learning dual language grant program: HB 1322
 Dual language learning, heritage language grant program: HB 1322
 Dual language learning, K-12 dual language grant program: HB 1322, HB 1468
 Dual language learning, various provisions: HB 1322
 Educational service districts, alternative route teacher certification pilot program: HB 1139
 Educational service districts, behavioral health role: HB 1876
 Educational service districts, career connected learning opportunities role: E2SSB 5327
 Educational service districts, employee health benefits, SEBB participation: HB 2096
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 Educator certification, alternative routes for certain persons: HB 1139
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 Educator conditional scholarship and loan repayment programs, provisions: HB 1139
 Educator workforce, expanding supply, multiple strategies: HB 1139
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 Educators, recruitment of military personnel, work group on, convening: HB 1139
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 Emergencies, catastrophic incident plans and guidance for districts: HB 1200, SSB 5247
 Employees, affected by secondary traumatic stress, training to support: HB 1264
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 Employees, benefits for K-12, contract year: HB 1156
 Employees, benefits, medicare-eligible retiree PEBB participants, premiums: HB 1085
 Employees, certificated, national association certification bonuses for: HB 2012
 Employees, certificated, performance evaluation system: HB 1119
 Employees, compensation, regionalization factors for certain districts: HB 1111, HB 1627
 Employees, leave accumulation maximum amount: HB 1409
 Employees, paid sick leave for, funding allocations for staffing to support: HB 2084
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 Environmental and sustainability standards, science instruction in: HB 1496

Equity and cultural competency, center for, establishing: HB 1914
 Equity, diversity, inclusion, and cultural competency training, developing: HB 1914
 Essential academic learning requirements, as "state learning standards": HB 1120
 Ethnic studies, requirements and advisory committee: HB 1314, ***SSB 5023, CH 279 (2019)**
 Expanded learning grant program, for demonstration projects, establishing: HB 1163
 Extracurricular activities, low-income student opportunity gap, reducing: HB 1660
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 Facilities, school plant, safety-focused built environment design elements: HB 1507
 Family and community engagement coordinators, allocations for: HB 1547
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 Funding, state, allocations distribution formula for: HB 1547, HB 2084, HB 2108
 Future farmers of America, Washington's, recognizing: ***HR 4611 (2019)**
 Grades/transcripts, withholding for student damage to property, prohibiting: HB 1715
 Graduation requirements, assessments and/or certificates, various: HB 1089, HB 1599, HB 1720
 Graduation requirements, previously completed high school courses, credit: HB 1121
 Graduation requirements, removing statewide assessments as: HB 1599, HB 1720
 Graduation requirements, two-credit waivers: HB 1121
 Graduation, pathway to graduation and a meaningful high school diploma: HB 1599
 Graduation, plans, high school and beyond and postschool transition, roles of: HB 1599
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 Harassment, district harassment, intimidation, and bullying prohibition/policy: ***SSB 5689, CH 194 (2019)**
 Health/mental health, behavioral health partnership access line pilot program: HB 1876
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 Health/mental health, partnership access line activities/services, funding model for: ***2SSB 5903, CH 360 (2019)**
 Health/mental health, student supports work group, convening: HB 1876
 High poverty funding, learning assistance program: HB 2029, HB 2073
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 High school diplomas, through community or technical college: ***HB 1714, CH 269 (2019)**, SB 5113
 High school STEM literacy and high technology assessment, advisory board: HB 1599
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 Hockinson High School Hawks football team, congratulating: ***HR 4616 (2019)**
 Holocaust, lessons of, teaching in public schools: HB 1624, ***SSB 5612, CH 85 (2019)**
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 Houses, tiny, student involvement in building: ***ESSB 5383, CH 352 (2019)**
 Immunization, of children, personal or philosophical exemption, removing: ***EHB 1638, CH 362 (2019) PV**
 Immunization, of children, proof of immunity: HB 1019, ***EHB 1638, CH 362 (2019) PV**
 Immunization, of children, vaccine safety criteria: HB 1976
 Interpreters, educational, for persons with limited English proficiency: HB 1130
 Interpreters, educational, sign language in public schools: HB 1623
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 Joel E. Ferris High School, Mandy Manning, 2018 national teacher of the year, recognizing: ***HR 4604 (2019)**
 Kindergarten, month of the, September as: ***SSB 5028, CH 179 (2019)**
 Kindergartners, children's educational savings account program: HB 1592
 Kittitas Secondary School Coyotes boys' basketball team, honoring: ***HR 4632 (2019)**
 Language access, training and monitoring programs: HB 1130
 Learning assistance program, provisions: HB 1151, HB 1182, HB 1384, HB 2029, HB 2073
 Levies for schools, enrichment: HB 1547
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 Levies for schools, local effort assistance in relation to: HB 1547
 Levies for schools, school district bond payment, simple majority to authorize: HB 1184, HJR 4203

Levies for schools, state additional property tax, reducing rate: HB 1172
 Librarians, teacher-librarians, allocations for: HB 2084
 Marijuana, businesses, siting and advertising near schools: HB 1003
 Marijuana, medical use, consumption by students: HB 1060, HB 1095
 Mead High School, Gary Baskett, track and field head coach: ***HR 4615 (2019)**
 Meal programs, reduced-price lunches, eliminating copays: HB 1892
 Meals, free or reduced-price: HB 1685
 Meals, lunch periods: HB 1272
 Mental health promotion and suicide prevention program, establishing: HB 1221
 Mental health, additional ESA on each campus, funding: HB 1943
 Mental health, psychologists and social workers, allocations for: HB 2084
 Mental health, telehealth training and treatment program to aid at-risk students: ESSB 5389
 Mental health/well-being of students, standards, courses, microcredentials: HB 1479
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 Mentors, educational mentor grant program, creating: HB 1281
 Military-friendly schools, purple star award: SB 5367
 Mount Si High School, Chirag Vedullapalli, distinguished finalist, 2019 Prudential spirit of community award: ***HR 4631 (2019)**
 Nurses, allocations for: HB 1547, HB 2084
 Paraeducators, English language learner certificate: HB 1468
 Paraeducators, pipeline for paraeducators conditional scholarship program: HB 1139
 Paraeducators, social-emotional learning and related competencies: ***2SSB 5082, CH 386 (2019)**
 Paraeducators, standards of practice, fundamental course of study on: HB 1658
 Parent involvement coordinators, allocations for: HB 2084
 Principals, mentoring, beginning educator support team program: HB 1139
 Principals, social-emotional learning and related competencies: ***2SSB 5082, CH 386 (2019)**
 Principals, teacher principal evaluation program, provisions: HB 1139
 Principals/administrators, allocations for: HB 2084
 Professional development, mental health and well-being of students: ***2SSB 5082, CH 386 (2019)**
 Professional learning days, content-specific, funding for: HB 1547
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 Public speaking and confidence/leadership, pilot project grant program for: HB 1475
 Resource officers, school, funding for: HB 1035
 Resource officers, school, training and requirements: 2SSB 5141
 Ridgefield High School Spudders volleyball team, congratulating: ***HR 4618 (2019)**
 Running start program, student low-income status documentation: SSB 5593
 Running start program, summer school pilot program, establishing: HB 1459
 Safety, built environment design elements for promoting: HB 1507
 Safety, committee on school violence preparedness, establishing: HB 1763
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 Safety, school safety and student well-being advisory committee, establishing: HB 1216
 Safety, state school safety center, regional centers, and threat assessment: HB 1216
 Safety, system of school safety supports: HB 1216
 Safety, threat notifications to nearby schools by first responders: ***SSB 5514, CH 84 (2019)**
 Sexual health education, comprehensive: HB 1407, ESSB 5395
 Sexual health education, comprehensive, including affirmative consent and bystander training: HB 2184
 Sexual health education, to include consent and child support information: HB 2056
 Skill centers, rural satellite and core campus, funding for: ***ESSB 5874, CH 197 (2019)**
 Social emotional learning committee, creating: ***2SSB 5082, CH 386 (2019)**
 Social emotional learning, standards and benchmarks: ***2SSB 5082, CH 386 (2019)**
 Spanish language arts standards, development and implementation: HB 1468
 Special education, advisory group: SSB 5532

Special education, advocates, advisory committees, and cooperatives: SSB 5532
 Special education, comprehensive approach for improving: SSB 5532
 Special education, conditional certificate, issuance to paraeducators: HB 1658
 Special education, demonstration projects and advisory group: HB 1454
 Special education, excess cost allocation: HB 1093, HB 1910, ***E2SSB 5091, CH 387 (2019)**
 Special education, performance audit of revenues and expenditures: ***E2SSB 5091, CH 387 (2019)**
 Special education, professional learning days: ***E2SSB 5091, CH 387 (2019)**, SSB 5532
 Special education, safety net funding: HB 1910, ***E2SSB 5091, CH 387 (2019)**
 Special education, system for meeting needs of students with disabilities: HB 1454
 Sports activities, low-income student participation opportunity gap, reducing: HB 1660
 Students, at-risk, telehealth training and treatment program to aid: ESSB 5389
 Students, damaging school property, withholding grades/etc. for, prohibiting: HB 1715
 Students, education rights regardless of religious beliefs/immigration status: HB 1779
 Students, foster student scholarship program, establishing: HB 1969
 Students, high school, WorkSource employment and training services use by: HB 2183
 Students, highly capable, programs and services for: HB 1641, SSB 5354
 Students, homeless, building points of contact for: HB 1263, ***SSB 5324, CH 412 (2019)**
 Students, homeless, identifying and providing with housing, grant programs: HB 1263, ***SSB 5324, CH 412 (2019)**
 Students, immigrant, model policy and procedure: HB 1779
 Students, interdistrict transfer requests, guardian's residence as factor: HB 2045
 Students, low-income, extracurricular/athletic activities participation: HB 1660
 Students, minor parents, graduation, reality, and dual-role skills programs: HB 1327
 Students, minor parents, transporting infant on school bus: HB 1327
 Students, nonresident from military family, enrollment prior to arrival: HB 1210, SSB 5603
 Students, sex or violent offenders, district/school notification requirements: HB 1191
 Students, transgender, policy and procedure, district requirements: ***SSB 5689, CH 194 (2019)**
 Suicide, mental health promotion and suicide prevention program, establishing: HB 1221
 Supplies and clothing, back-to-school, sales and use tax exemptions: HB 1559
 Support staff, allocations for: HB 2084
 Teachers, affected by secondary traumatic stress, training to support: HB 1264
 Teachers, bilingual education endorsement: HB 1468
 Teachers, certification of, basic skills assessments for applicants: HB 1621
 Teachers, certification, alternative routes and alternative route pilot program: HB 1139
 Teachers, conditional scholarship and loan repayment programs, provisions: HB 1139
 Teachers, educator workforce supply, expanding via multiple strategies: HB 1139
 Teachers, Mandy Manning, Joel E. Ferris High School, 2018 national teacher of the year, recognizing: ***HR 4604 (2019)**
 Teachers, mentoring, beginning educator support team program: HB 1119, HB 1139
 Teachers, national association certification bonuses for: HB 2012
 Teachers, next generation science standards training for, grant program: HB 1496
 Teachers, preparation programs and certification and endorsement: HB 1139
 Teachers, preparation programs, special education coursework within: SSB 5532
 Teachers, recruiting Washington teachers program, modifying: HB 1139
 Teachers, recruitment, certification, effectiveness, retention, and supports: HB 1139
 Teachers, reprimand expungement process: HB 1139
 Teachers, retired under TRS, postretirement employment: HB 1139
 Teachers, social-emotional learning and related competencies: ***2SSB 5082, CH 386 (2019)**
 Teachers, student, provisions: HB 1139
 Teachers, teacher principal evaluation program, provisions: HB 1139
 Teaching assistance, allocations for: HB 2084
 Transitional bilingual instruction program, "eligible pupil": HB 1425
 Transitional bilingual instruction program, endorsement or certification for: HB 1468
 Transportation, bus driver qualifications and training: SB 5263
 Transportation, contractor employee health benefits and pensions: HB 1813
 Truancy, community truancy boards: HB 1106
 Truancy, detention for failure to comply with court order, eliminating: HB 1434, ***E2SSB 5290, CH 312 (2019)**

Truancy, detention when violating court order, eliminating: HB 1106
 Truancy, multiple approaches, juvenile court role: HB 1106
 Union High School Titans football team, congratulating: ***HR 4605 (2019)**
 Vaccination, of children, personal or philosophical exemption, removing: ***EHB 1638, CH 362 (2019) PV**
 Vaccination, of children, proof of immunity: HB 1019, ***EHB 1638, CH 362 (2019) PV**
 Vaccination, of children, vaccine safety criteria: HB 1976
 Volunteers, schools/school districts, criminal records checks: HB 1833
 Waivers, two-credit, authority and reporting: HB 1121
 Washougal High School Panthers girls' basketball team, congratulating: ***HR 4634 (2019)**
 Water, lead in systems/outlets, action plans and testing for: HB 1860
 Year, school days in, waivers of requirement: ***HB 1803, CH 274 (2019)**

SCIENCE (See also ADMINISTRATIVE PROCEDURE; CLIMATE; ENVIRONMENT; FISH AND WILDLIFE, DEPARTMENT; SCHOOLS AND SCHOOL DISTRICTS)

Cultural access programs, same requirements for all counties: HB 1435, SB 5792
 Mount St. Helens special license plates, creating to promote science, etc.: HB 2085

SECRETARY OF STATE (See also ARCHIVES; ELECTIONS; INITIATIVE AND REFERENDUM; RECORDS)

Address confidentiality program, participant property ownership assistance: HB 1643
 Address confidentiality program, participant vehicle/vessel owner information: ***EHB 2067, CH 278 (2019)**
 Archives and records management, division of, duties: HB 1667
 Corporations/charities, Washington state library-archives building project: HB 2015
 Elections, Washington state library-archives building project and account: HB 2015
 New counties, formation of, establishing procedures, secretary role: HB 1711
 Voters' pamphlet, state, secretary's name in, prohibitions: HB 1212

SENATE RESOLUTIONS

General strike of 1919 in Seattle and labor movement in Washington: ***HR 4606 (2019)**

SENIOR CITIZENS (See also LONG-TERM CARE; VULNERABLE ADULTS)

Continuing care retirement communities, various provisions: HB 1296
 Dementia and Alzheimer's, adult family homes serving persons with, services: ***2SSB 5672, CH 466 (2019) PV**
 Diversity, equity, and inclusion act, Washington state: HI 1000
 Geriatric behavioral health workers, provisions: ***HB 1349, CH 12 (2019)**
 Homeless seniors, personal care services pilot project for: HB 1859, SSB 5839
 Manufactured/mobile home subdivisions, rural areas, for senior citizens: HB 1600
 Property tax exemption program, disposable income: HB 1044, HB 1181, HB 1320, HB 1765, HB 2157, ***ESSB 5160, CH 453 (2019)**
 Property tax exemption program, expanding: HB 2086
 Property tax exemption program, various provisions: HB 1765, HB 1804, HB 2086, HB 2157, ***ESSB 5160, CH 453 (2019)**
 Property tax, preferential rate: HB 1090
 Transportation, persons with special needs, private sector providers for: HB 1472

SENTENCING (See also CLEMENCY AND PARDONS BOARD; CRIMES; CRIMINAL OFFENDERS; DOMESTIC VIOLENCE; INDETERMINATE SENTENCE REVIEW BOARD; JUVENILE COURT AND JUVENILE OFFENDERS; SENTENCING GUIDELINES COMMISSION; SEX OFFENSES AND OFFENDERS)

Assault, fourth degree with sexual motivation, class C felony, when: HB 1837
 Assault, of utility employee, as aggravating circumstance: ***HB 1380, CH 219 (2019)**
 Business entities, crimes committed by, fines/legal financial obligations: ***HB 1252, CH 211 (2019)**
 Controlled substances, illegal consumption in child's presence, sentencing: HB 1700
 Criminal sentencing, joint task force on, establishing: HB 1495
 Cyber harassment, renaming cyberstalking as, and modifying provisions: HB 2129
 Deadly weapon enhancements, provisions: HB 1153
 Death penalty, eliminating: HB 1488, SB 5339
 Driving under the influence, provisions: HB 1269, HB 1504
 Early release, when crimes committed before age 18, petitioning for: HB 1540

Electronic monitoring, various provisions: HB 1271, HB 2130
 Enhancements, various: HB 1153, HB 1504, HB 1700
 Female genital mutilation, performing on a minor, class B felony: HB 2000
 Harassment, cyber, renaming cyberstalking as, and modifying provisions: HB 2129
 Impaired driving, sentencing provisions: HB 1504
 Mail, crimes of theft and possession of, modifying criteria for: HB 1719
 Marijuana, possession, misdemeanor convictions, vacation of: HB 1500, ***SB 5605, CH 400 (2019)**
 Minor child enhancements, provisions: HB 1504
 Motor vehicle-related felonies, offender community custody: ***SSB 5492, CH 191 (2019)**
 Murder, first degree, aggravated, death penalty when committed by inmate: HB 1709
 Murder, first degree, aggravated, eliminating death penalty: HB 1488, SB 5339
 Murder, first degree, aggravated, when committed before age 18: HB 1540
 Offender scores, excluding juvenile offenses from: HB 1896
 Parenting sentencing alternative, modifying: E2SSB 5291
 Physical control of vehicle under the influence, provisions: HB 1269, HB 1504
 Privacy, invasion of, physical and constructive, penalties: HB 1270
 Property, crimes against, offender supervision and treatment: HB 1280
 Robbery, second degree, removing from definition of most serious offense: ***ESSB 5288, CH 187 (2019)**
 Special allegations, controlled substance illegal consumption in child's presence: HB 1700
 Stalking, including electronic surveillance and modifying provisions: HB 2129
 Unmanned aircraft, contraband delivery to person confined in facility: HB 1766
 Unmanned aircraft, contraband delivery to sexually violent predator via: HB 1381
 Violent offenses, convictions for, earned release time limits: HB 1153

SENTENCING GUIDELINES COMMISSION

Members of commission, provisions: HB 1280

SEWAGE AND SEWERS

Diking, drainage, and sewerage improvement districts, tax rates disclosure: ESSB 5024
 On-site sewage systems, failures, state board of health rules adoption: HB 1471
 On-site sewage systems, health department easement requirement, prohibiting: HB 1338, HB 1471, ***SB 5503, CH 21 (2019) PV**
 Utilities, individual unit metering, when: HB 1818
 Water-sewer districts, commissioner insurance coverage: HB 1241, ***SB 5122, CH 40 (2019)**
 Water-sewer districts, tax rates disclosure: ESSB 5024
 Water-sewer districts, unit priced public works contracting use by: ***ESSB 5418, CH 434 (2019) PV**

SEX OFFENSES AND OFFENDERS (See also CHILDREN; VICTIMS OF CRIMES)

Abuse, sexual, investigation and information sharing: HB 1595, ***SSB 5461, CH 82 (2019)**
 Assault, child victim personal information, confidentiality of: ***HB 1505, CH 300 (2019)**
 Assault, evidence kit collection, hospitals not providing: ***HB 1016, CH 250 (2019)**
 Assault, fourth degree with sexual motivation: HB 1837
 Assault, protection orders, petition for: ***HB 1149, CH 258 (2019)**
 Assault, sexual assault kits, tracking system, and survivors: HB 1166
 Assault, sexual assault nurse examiners, provisions: HB 1942
 Assault, when workers isolated, employer prevention role: HB 1728, ***ESSB 5258, CH 392 (2019)**
 DNA sample, collection and analysis, Jennifer and Michella's law: HB 1326
 Exploitation of children, sexual, adult offenders, mandatory fees: HB 1836
 Exploitation of children, sexual, AG subpoenas for service provider records: HB 1872
 Exploitation of minors, sexual, investigation and information sharing: HB 1595, ***SSB 5461, CH 82 (2019)**
 Exploited youth, commercially sexually, provisions: HB 1775
 Harassment, by legislators/legislative branch employees, unlawful: HB 2018
 Harassment, when workers isolated, employer prevention role: HB 1728, ***ESSB 5258, CH 392 (2019)**
 Harmful material, providing to a minor, as felony: HB 1235
 Health care providers, sanctioned for sexual misconduct, notifying patients: HB 1198
 Higher education, Title IX protections and compliance, legislative task force: HB 1998

Human trafficking, hearsay evidence by child under 16 concerning: *SSB 5885, CH 90 (2019)
 Human trafficking, noncitizen victims and family members, public assistance: HB 1971, SSB 5164
 Human trafficking, restraining order violation, arrest for: *HB 1055, CH 18 (2019)
 Indecent exposure, by biological male or female in other-sex restroom: HB 2088
 Indecent exposure, to minor 14 or younger, class C felony, when: HB 1837
 Minors, sexually explicit or intimate images of, minors possessing/dealing in: HB 1742
 Offenses, class A felonies, earned release time limits: HB 1153
 Offenses, seizure and forfeiture of property: HB 1269
 Prostitute, patronizing a, gross misdemeanor after first conviction: HB 1383
 Prostitution charges, immunity when seeking help due to certain crimes: *HB 1382, CH 114 (2019)
 Prostitution, promoting, restraining order violation, arrest for: *HB 1055, CH 18 (2019)
 Prostitution, when guilty of, age threshold and juvenile diversion: HB 1775
 Rape, third degree, lack of consent as requirement: HB 1002, *SB 5649, CH 87 (2019)
 Rape, third degree, prostitution charge immunity when seeking assistance: *HB 1382, CH 114 (2019)
 Sexually violent predators, conditional release of, placement and treatment: HB 1825
 Sexually violent predators, contraband delivery by unmanned aircraft to: HB 1381
 Sexually violent predators, secure community transition facility siting: HB 1825
 Sexually violent predators, siting of community facilities for, work group on: HB 1828
 State officers/employees, "special privileges," unwelcome sexual attention as: HB 2057
 Statute of limitations, for various felony sex offenses, eliminating: HB 1234
 Statute of limitations, various felony sex offenses, eliminating for: HB 1231
 Statute of limitations, various felony sex offenses, eliminating or extending for: *SB 5649, CH 87 (2019)
 Students, sex or violent offenders, district/school notification requirements: HB 1191

SEXUAL ORIENTATION (See also DISCRIMINATION; GENDER IDENTITY; MINORITIES; SEX OFFENSES AND OFFENDERS)

Crime victim's sexual orientation, defenses based on, limiting: HB 1687
 Diversity, equity, and inclusion act, Washington state: HI 1000
 Lesbian, gay, bisexual, and transgender coordinator, creating for veterans: HB 1650
 LGBTQ commission, Washington state, establishing: HB 2065, *E2SSB 5356, CH 395 (2019)
 LGBTQ pride month, June as: HB 2065, *E2SSB 5356, CH 395 (2019)
 Reproductive health care access for all act: HB 1612, *2SSB 5602, CH 399 (2019)

SHELLFISH (See also FISHING)

Aquaculture, chemical control of burrowing shrimp: HB 1037, HB 1611
 Imidacloprid, in shellfish beds: HB 1037, HB 1611
 Oysters, native, fish habitat projects to include restoration of: *SB 5404, CH 150 (2019)
 Razor clam, Pacific, as official state clam: HB 1061

SHERIFFS AND POLICE CHIEFS, WASHINGTON ASSOCIATION OF (WASPC) (See also LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL)

Behavioral health needs, criminal justice system-involved persons with, grant program: HB 1767
 Eyewitness evidence, maximizing reliability, work group, WASPC role: *SSB 5714, CH 359 (2019)
 Proactive policing grant program, developing and implementing: HB 1501
 Solitary confinement, use monitoring and reporting, WASPC role: HB 2080

SHORELINES AND SHORELINE MANAGEMENT (See also HYDRAULIC PERMITS AND PROJECTS; LAKES AND RESERVOIRS; RIVERS AND STREAMS)

Aquatic lands, tidelands/shorelands, leasing, re-leasing, and platting of: HB 1849
 Bulkheads and bank protection structures, SEPA exemption: HB 1031
 Dredged materials, disposal of, where and when: HB 1480
 Roads, county, by water bodies, vacation when safety hazard: SB 5613

SOCIAL AND HEALTH SERVICES, DEPARTMENT (See also ALCOHOL AND DRUG ABUSE; DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; LONG-TERM CARE; MENTAL HEALTH; VULNERABLE ADULTS)

Behavioral health, full integration implementation, DSHS role: HB 1393, *E2SSB 5432, CH 325 (2019)

Child support, pass-through payments, reinstating, DSHS role: HB 1136
 Contractors, private, for various services, compliance with applicable law: ESSB 5295
 Contractors, private, for various services, labor neutrality agreements: ESSB 5295
 Deaf and hard of hearing, office of, assistive technology materials: HB 1078, ***ESB 5210, CH 183 (2019)**
 Developmental disabilities, persons with, rights as clients of DSHS: HB 1651
 Homeless seniors/persons with disabilities, personal care services pilot: HB 1859, SSB 5839
 Interpreter services, for sensory-impaired public assistance applicants: ***SB 5558, CH 152 (2019)**
 Long-term care, insurance benefit for, DSHS role: HB 1087
 Psychiatric hospitals, state, department of behavioral health facilities, creating: HB 2054
 Social workers, DSHS, professional loan repayment program, establishing: HB 2002
 Traumatic brain injuries, in domestic violence cases, educational handout: HB 1532
 Traumatic brain injuries, in domestic violence cases, handout and web site: ***ESB 5573 (2019) V**

SOLID WASTE

Collection districts, tax rates disclosure: ESSB 5024
 Composting, marketing compostability of plastic products, requirements: HB 1569
 Composting, protecting from nuisance lawsuits: HB 1167
 Disposal districts, tax rates disclosure: ESSB 5024
 Dredged materials, disposal of, where and when: HB 1480
 Food waste and wasted food, reducing: HB 1114
 Industrial waste coordination program and waste heat/materials use projects: HB 2079, SSB 5936
 Litter control, highway-focused, funding: 2SSB 5093
 Litter control, volunteer programs, review of: ***SSB 5265, CH 45 (2019)**
 Littering, penalties for: HB 1088
 Plastic carryout bags, single-use, alternatives to: HB 1205, ESSB 5323
 Plastic food packaging and serviceware and film products, degradability: HB 1569
 Plastic food service products, single-use, prohibitions and alternatives: HB 1632
 Plastic packaging, prohibitions and stewardship programs: HB 1204
 Plastic packaging, report concerning: ***E2SSB 5397, CH 460 (2019)**
 Processing, export, and disposal of waste, economic analysis of: HB 1665
 Recyclable material and solid waste activities, economic analysis of: HB 1665
 Recycling development center, with advisory board, creating: HB 1543
 Recycling, contamination reduction and outreach plans, local and state: HB 1543
 Recycling, practices, commingling programs, costs, and sites/centers: HB 1795
 Recycling, stakeholder work group, convening: HB 1795
 Straws for beverages, plastic, food service establishment restrictions: ESSB 5077

SPECIAL AND SPECIAL PURPOSE DISTRICTS (See also AERONAUTICS; CITIES AND TOWNS; COUNTIES; DIKING AND DRAINAGE; FIRE PROTECTION; HOSPITALS; HUMAN REMAINS; LOCAL GOVERNMENT; OUTDOOR RECREATION; PARKING; PARKS; PEST CONTROL AND PESTICIDES; PORT DISTRICTS; PUBLIC FACILITIES DISTRICTS; PUBLIC TRANSIT; PUBLIC WORKS; SEWAGE AND SEWERS; SOLID WASTE; UTILITIES; WATER)

Broadband infrastructure, grant and loan program for political subdivisions: HB 1606
 Deannexation of portion of certain districts, when: HB 2044
 Governing bodies, member elections when modifying districting plans: ***SSB 5266, CH 454 (2019)**
 Public records requests, districts with office hours fewer than 30: SB 5787
 Tax rates, disclosure by various districts: ESSB 5024
 Vehicle maintenance/repair, agreements for fire protection districts to provide: HB 1669, ***SSB 5670, CH 402 (2019)**
 Vehicles, electric, public agencies switching to: HB 1832
 Voting, ranked choice, optional use by various districts: HB 1722

SPORTS AND RECREATION (See also STADIUMS AND OTHER VENUES; TITLE ONLY BILLS)

Athletes, intercollegiate, compensation of, unfair practices: HB 1084
 Baseball, Edgar Martinez, honoring: ***HR 4609 (2019)**
 Baseball, Melvin "Mel" Stottlemyre, Sr., recognizing: ***HR 4603 (2019)**
 Basketball, Kittitas Secondary School Coyotes boys' basketball team, honoring: ***HR 4632 (2019)**

Basketball, Seattle Storm special license plates, creating to fund youth programs: ***HB 2062, CH 384 (2019)**, SB 5930
 Basketball, Washougal High School Panthers girls' basketball team, congratulating: ***HR 4634 (2019)**
 Football, Hockinson High School Hawks, congratulating: ***HR 4616 (2019)**
 Football, Union High School Titans, congratulating: ***HR 4605 (2019)**
 Ice hockey, practice facilities, sales/use taxes deferral: HB 1839
 School sports, low-income student participation: HB 1660
 Soccer, Columbia River High School Chieftains boys' soccer team, congratulating: ***HR 4635 (2019)**
 Track and field, Gary Baskett, Mead High School head coach: ***HR 4615 (2019)**
 Track and field, Joan Benoit Samuelson, renaming Olympia's Marathon Park after: SCR 8403
 Trainers, athletic, regulatory provisions: HB 1689, ***ESSB 5688, CH 358 (2019)**
 Volleyball, Ridgefield High School Spudders, congratulating: ***HR 4618 (2019)**
 Wagering on horse races, authority and requirements: HB 1992
 Wagering on sporting events, operation by tribal casinos, authorizing: HB 1975
 Youth recreational organizations, certified child safety policy and pilot: HB 1140

STADIUMS AND OTHER VENUES

Arenas and other eligible projects, sales and use taxes deferral: HB 1839
 Arenas, public/entertainment areas of, leasehold excise tax exemptions: HB 2164
 Baseball stadium, King county, leasehold excise tax exemption: HB 2164
 Entertainment/public areas, certain facilities, leasehold excise tax exemptions: HB 2164
 Ticket sellers, web sites of, selling software to interfere with, prohibition: HB 1762

STATE AGENCIES AND DEPARTMENTS (See also ADMINISTRATIVE PROCEDURE; BUDGETS; BUILDINGS, STATE; CAPITOL CAMPUS, STATE; ENTERPRISE SERVICES, DEPARTMENT; ETHICS IN GOVERNMENT; OPEN PUBLIC MEETINGS; PUBLIC EMPLOYMENT AND EMPLOYEES; PUBLIC LANDS; PUBLIC WORKS; RECORDS; REVISED CODE OF WASHINGTON; SEX OFFENSES AND OFFENDERS; STATE GOVERNMENT; STUDIES; WASHINGTON ADMINISTRATIVE CODE)

Art, appropriations to agencies for: ***HB 1318, CH 240 (2019)**, SB 5375
 Automated decision systems, agency development, procurement, and use of: HB 1655
 Behavioral health facilities, department of, creating: HB 2054
 Boards, advisory boards and committees, as public agencies, when: HB 1782
 Boards, community aviation revitalization board, convening: HB 1456
 Boards, healthy energy workers board, developing: ***SSB 5627, CH 53 (2019)**
 Boards, legislative workforce education investment accountability and oversight board, establishing: HB 2158
 Boards, liquor and cannabis board, replacing with liquor and cannabis department: HB 2160
 Boards, Native American opportunity scholarship board, creating: HB 2001
 Boards, occupational boards, occupational board reform act: HB 1770
 Boards, professional engineers and land surveyors, state board of registration for, as separate agency: ***HB 1176, CH 442 (2019)**, SSB 5443
 Commission, interstate commission of nurse licensure compact administrators: HB 1882
 Commissions, commission on student learning, repealing remaining section: HB 1120
 Commissions, diversity, equity, and inclusion, governor's commission on, creating: HI 1000
 Commissions, health care rate-setting commission, establishing: HB 1693
 Commissions, long-term services and supports trust commission, establishing: HB 1087
 Commissions, state commercial aviation coordinating commission, creating: HB 1683, ***SSB 5370, CH 396 (2019)**
 Commissions, Washington cannabis commission, creating: HB 1974
 Commissions, Washington state LGBTQ commission, establishing: HB 2065, ***E2SSB 5356, CH 395 (2019)**
 Continuity of government, after catastrophic incident: HB 1077, HJR 4200, ***SSB 5012, CH 471 (2019)**, ***SJR 8200 (2019)**
 Equity, Washington state office of, establishing: HB 1783
 Facial recognition technology, government use, restrictions: HB 1654
 Federal government, state agency agreements with, reporting to legislature: HB 1613
 Fee increases, simple majority vote by legislature: HJR 4206
 Health security trust, Washington, and standing committees, creating: HB 1104
 Information technology, cloud computing solutions and migration: E2SSB 5662
 Information technology, modular contracting for procurement: HB 1844

Information technology, payment credentials stored on data systems: HB 1840
 Investment portfolios, separately managed, for governmental entities: HB 1284
 Journals, peer-reviewed, electronic access for state employees, studying: HB 1363
 Officials, elected executive, high school assessments completion by: HB 1478
 Procurement, "contracting out" requirements and contractor ethics: HB 1521
 Procurement, automated decision systems for agency use: HB 1655
 Procurement, contracts for services, computer work hours verification: HB 1744
 Procurement, electric vehicles, state agencies switching to: HB 1832
 Procurement, energy service contractors, performance-based contracts: 2SSB 5308
 Procurement, facial recognition technology, restrictions: HB 1654
 Procurement, hydrofluorocarbons, alternatives to products that use: HB 1112
 Procurement, private contractors for services, compliance with applicable law: ESSB 5295
 Procurement, private contractors for services, labor neutrality agreements: ESSB 5295
 Property, seizure by agencies and forfeiture: HB 1269
 Secure choice retirement savings trust, creating: E2SSB 5740
 Telecommunications, cloud computing solutions and migration: E2SSB 5662
 Volunteer programs, in state government, review of: *SSB 5265, CH 45 (2019)
 Washington community development authority, creating: HB 2091

STATE DESIGNATIONS, OFFICIAL

Clam, official state, Pacific razor clam as: HB 1061
 Dinosaur, official state, Sucasaurus rex as: HB 2155

STATE GOVERNMENT (See also BUILDINGS, STATE; CAPITOL CAMPUS, STATE; ETHICS IN GOVERNMENT; GOVERNOR; LEGISLATURE; SEX OFFENSES AND OFFENDERS; STATE AGENCIES AND DEPARTMENTS; STATE DESIGNATIONS, OFFICIAL; TITLE ONLY BILLS)

Continuity of government, after catastrophic incident: HB 1077, HJR 4200, *SSB 5012, CH 471 (2019), *SJR 8200 (2019)
 Elected officials, solemnizing of marriages by, when: HB 1192
 Private property rights, international law or accords infringing, prohibitions: HB 1617
 State of Liberty, creating from eastern Washington, petitioning congress for consent: HJM 4003
 State of Liberty, establishing from eastern portions of Washington: HB 1509
 State of state message, joint legislative session for: *HCR 4400 (2019)
 Volunteer programs, in state government, review of: *SSB 5265, CH 45 (2019)
 Women in public office, supporting success of: *HR 4624 (2019)

STUDENT ACHIEVEMENT COUNCIL (See also COLLEGES AND UNIVERSITIES; STUDIES)

Assistance for students, homeless or formerly in foster care, pilot program: HB 1572, *2SSB 5800, CH 330 (2019)
 Behavioral health students, internships/supervision, grant program, studying: HB 1668
 Complaints, student complaint portal, modifications, SAC role: HB 2014
 For-profit and formerly for-profit institutions, regulating: HB 1124
 For-profit institutions and private vocational schools, ombuds office, creating: HB 1124
 Washington children's educational savings account program, establishing: HB 1592
 Washington income share agreement pilot program, creating, council role: 2SSB 5774
 Washington student loan refinancing program, creating, council role: 2SSB 5774
 Workforce education investment account, appropriations from: HB 2158

STUDENT FINANCIAL ASSISTANCE, OFFICE (See also COLLEGES AND UNIVERSITIES; COMMUNITY AND TECHNICAL COLLEGES; STUDIES)

Educator conditional scholarship and loan repayment programs, office role: HB 1139
 Washington college promise scholarship program, creating: HB 1340, E2SSB 5393
 Washington student loan program, creating: HB 1542

STUDIES

Aircraft, electric or hybrid-electric for commercial travel: HB 1397
 Behavioral health students, internships/supervision, grant program: HB 1668
 Bridge, additional Washington-Oregon, options for: HB 1835

Child care regulations, cost of, work group to study: HB 1392
 Commercial and treaty fisher's gear, lost or damaged: HB 1610
 Commercial office space, tax incentives for developing: HB 1746
 Contracting processes, local government public works: ***ESSB 5418, CH 434 (2019) PV**
 Correctional system, women's specific programs and related matters: SSB 5876
 Corrections, department of, workload study of community corrections division: HB 1280
 Distributed energy, resources growth, utility capital expenditures due to: HB 1127
 Educational service districts, employee health benefits and SEBB participation: HB 2096
 Electric vehicle adoption, by lower income residents, barriers to: HB 2042
 Elk, agricultural land damage minimization: HB 2055
 Firearm background checks, single/full point of contact system, feasibility: HB 1949
 Health security trust, Washington, benefits for injured workers under: HB 1104
 Imidacloprid use in shellfish beds to control burrowing shrimp: HB 1611
 Irrigation district elections practices: ***ESB 5453, CH 462 (2019)**
 Lenin, Vladimir, statute in Seattle of, replacing of, work group to study: HB 2120
 Local governments' revenue capacity: HB 1008
 Low-carbon transportation network, transitioning to: HB 2042
 Medical school graduates, international, barriers and assistance program: ***2SSB 5846, CH 329 (2019)**
 Medical school graduates, international, full use of: HB 2104
 Natural disasters and resiliency activities, work group to study: HB 1040, ***SSB 5106, CH 388 (2019)**
 Promise program, new Washington, effectiveness: HB 1123
 Refrigerants, low global warming potential: HB 1112
 Renewable energy systems, studying in order to encourage: HB 1862, ***E2SSB 5223, CH 235 (2019)**
 School safety, first responder building mapping information system: HB 1216
 State employees, electronic access to peer-reviewed journals: HB 1363
 Store and forward technology: SSB 5385
 Streambeds, human-caused disturbances, scientific literature review: HB 1404
 Universal health care system, establishment in Washington: HB 1877, 2SSB 5822
 Wage boards, eligible beneficiaries and covered intermediary employees: HB 1601
 Wildfires, 2014 Carlton complex/2015 Okanogan complex fires: HB 1941

SUBDIVISIONS (See also BOUNDARIES; REAL ESTATE AND REAL PROPERTY)

Manufactured/mobile home subdivisions, rural areas, for senior citizens: HB 1600
 Short subdivision, definition: HB 1690
 Short subdivision, definition and GMA provisions: ESB 5008
 Tiny houses, and tiny houses with wheels, siting of: ***ESSB 5383, CH 352 (2019)**

SUPERINTENDENT OF PUBLIC INSTRUCTION, OFFICE (OSPI) (See also SCHOOLS AND SCHOOL DISTRICTS)

Equity and cultural competency, center for, establishing in OSPI: HB 1914
 Ethnic studies, requirements and advisory committee, OSPI role: HB 1314, ***SSB 5023, CH 279 (2019)**
 Heritage language grant program, OSPI role: HB 1322
 High school STEM literacy and high technology assessment, advisory board: HB 1599
 High school trade skills aptitude assessment, advisory board: HB 1599
 K-12 dual language grant program, OSPI role: HB 1322
 Learning assistance program, panel of expert concerning best practices: HB 1182
 Meal programs, free or reduced-price, OSPI role: HB 1685, HB 1892
 Meals, lunch period duration, demonstration sites and grants, OSPI role: HB 1272
 Public speaking and leadership, pilot project grant program, OSPI role: HB 1475
 Safety, system of school safety supports, OSPI role: HB 1216
 Spanish language arts standards, OSPI role: HB 1468
 Special education, demonstration projects and advisory group, OSPI role: HB 1454
 Transgender students, policy and procedure, OSPI role: ***SSB 5689, CH 194 (2019)**

TATTOOING AND TATTOO ARTISTS

Eyes, scleral tattooing, prohibiting performing of: HB 1856

TAX APPEALS, BOARD

Administrative provisions, improving and updating: HB 1830

TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC. (See also TITLE ONLY BILLS)

Abandoned vehicles, tow truck operator sales of, sales/use tax exemptions: HB 2016, *SSB 5668, CH 357 (2019)
 Agricultural equipment, adaptive, sales and use tax preferences, when: HB 1736
 Alternative energy machinery/equipment, sales and use tax exemptions: HB 1211, *E2SSB 5116, CH 288 (2019)
 Alternative fuel vehicles/infrastructure, various tax preferences for: HB 2042
 Amphitheaters, public/entertainment areas of, leasehold excise tax exemption: HB 2164
 Arenas and other eligible projects, sales/use taxes deferral: HB 1839
 Arenas, certain areas of, leasehold excise tax exemption: *HB 1301, CH 335 (2019)
 Arenas, public/entertainment areas of, leasehold excise tax exemptions: HB 2164
 B&O tax, general deduction for, creating: HB 1677
 Behavioral health services, government-funded program, B&O tax deduction: HB 1483
 Bicycles/equipment, electric-assisted, purchase of, sales/use tax exemptions: HB 1986
 Broadcasters, radio/television, standard B&O tax deduction for advertising: *HB 2035, CH 449 (2019)
 Bullion, precious metal or monetized, eliminating tax preferences for: HB 2137, HB 2157
 Call centers, relocation to other country, preference ineligibility: HB 1960
 Capital gains tax, imposing, including related tax preferences: HB 2156
 Car wash facilities, sales and use tax exemptions: HB 1115
 Carbon free Washington act, various preferences: HB 1226
 Commercial office space, development tax exemption incentives: ESSB 5051
 Construction, certain activities, sales tax exemption for certain persons: HB 1987
 Cooperative finance organizations, B&O tax deduction: HB 1368
 Data centers, server equipment/power infrastructure, sales/use tax exemptions: HB 2148
 Diapers, sales and use tax exemptions: HB 1054
 Electric vehicles, sales and use tax exemptions: HB 1664
 Electronic monitoring devices and services, tax exemptions: HB 2130
 Electronic personal and alcohol monitoring devices and services, exemptions: HB 1271
 Emergency medical services, nonprofit organization aircraft, tax preferences: HB 1816
 Employment positions, creation of, B&O tax credits: HB 1566
 Energy performance standard, state, early adoption incentive program: HB 1257
 Entertainment/public areas, certain facilities, leasehold excise tax exemptions: HB 2164
 Exemptions, tax exemption transparency and accountability act: HB 1703
 Farming, custom farming and hauling farm products tax exemptions: HB 1881
 Feminine hygiene products, sales and use tax exemptions: HB 1053
 Fire districts, rural, equipment purchased by, sales/use tax exemptions: HB 1773
 Foster student scholarship account, credit against B&O tax for contributions: HB 1969
 Fund-raising contest of chance, prize or purchase in, use tax exemption: HB 1808
 Health security trust, repealing certain preferences with creation of: HB 1104
 Heavy equipment rental property dealers, property tax exemption for: HB 1502
 Homeownership development, by cooperative association, property tax exemption: HB 1107
 Housing, affordable rental, preserving, property tax exemption program for: HB 1745
 Housing, affordable, multifamily in rural counties, property tax exemption: HB 1790, SSB 5739
 Housing, affordable, very low-income, nonprofit property tax exemption: HB 2004, *ESSB 5183, CH 390 (2019)
 Housing, multiple-unit dwellings in urban centers, property tax exemption: SSB 5363, SSB 5366
 Housing, nine percent low-income housing tax credit program, participation in: HB 2010
 Housing, self-help, development and sales, excise tax exemptions: HB 1168
 Housing, self-help, development/sales, real estate sales excise tax exemption: *SSB 5025, CH 385 (2019)
 Ice hockey, practice facilities, sales/use taxes deferral: HB 1839
 Import B&O tax exemption, limiting: HB 1890, *SSB 5581, CH 8 (2019)
 Instructional materials, open source, including textbooks, tax credits: HB 1470
 Internet infrastructure, rural county, state sales tax credit: HB 1800
 Investment management companies, international, tax preferences: *ESB 6016, CH 426 (2019)
 Investment management services, international, sales and use tax exemptions: HB 1266

Investment projects, distressed counties and community empowerment zones, tax deferral: HB 1807
 Land, current use classification, removal when retired farmer owns, exemptions: HB 2087
 Local infrastructure investment program, sales and use tax remittance: HB 1938
 Managed care organizations, incentive payments made to, B&O tax exemption: HB 2024
 Manufactured/mobile home parks, real estate sales excise tax exemption: HB 2005, ***ESSB 5183, CH 390 (2019)**
 Manufacturers and their products, preferential B&O tax rate, with contingency: HB 1420
 Manufacturers, various rural, B&O tax rate reduction for: HB 1249, HB 1348
 Marijuana, compliant products, sales and use tax exemptions applicability to: ***ESSB 5298, CH 393 (2019)**
 Military members, nonresident, vehicle or trailer, use tax exemption: HB 1944
 Monitoring devices and services, electronic, tax exemptions: HB 2130
 Natural gas, renewable, modifying exemptions: ***HB 1070, CH 202 (2019)**
 Nonresident sales and use tax exemption, narrowing via remittance: HB 2157
 Nonresident sales tax exemption, narrowing via remittance: ***ESSB 5997, CH 423 (2019)**
 Office space, commercial, development tax exemption incentives: HB 1746
 Patents, manufacturing utilizing, B&O tax credit: HB 1981
 Personal property, sales/use between political subdivisions, tax exemptions: ***SB 5337, CH 188 (2019)**
 Preferences, renaming as "tax expenditures": HB 1703
 Processors for hire, various rural, B&O tax rate reduction for: HB 1249, HB 1348
 Property tax exemption program, for seniors, veterans, retired-disabled: HB 1044, HB 1181, HB 1320, HB 1629, HB 1765, HB 1804, HB 2086, HB 2157, ***ESSB 5160, CH 453 (2019)**
 Public facilities district convention center, expansion, tax deferrals: HB 2032
 Pure pharmacies, small, prescription drug retail sales B&O tax exemption: HB 2030
 Recreational/rehabilitation facility, disabled veterans/military, tax exemptions: HB 1972
 Residents, new, vehicle or trailer, use tax exemption: HB 1944
 Rural development and opportunity zone act, Washington, tax preferences: HB 1324
 School construction, sales/use taxes on, district exemption from state portion: HB 1758
 Security and fire alarm monitoring services, tax exemptions: HB 2130
 Senior citizens, property tax preferential rate: HB 1090
 Service members, adaptive agricultural equipment, sales/use tax preferences: HB 1736
 Special transportation needs, private providers to meet, B&O tax credit: HB 1472
 Spouses, military, employment of, tax preferences: HB 1812
 Stadiums, public/entertainment areas of certain, leasehold excise tax exemptions: HB 2164
 Student back-to-school clothing/supplies, sales and use tax exemptions: HB 1559
 Timber industry/products, B&O tax preferential rates, continuing: HB 1249, HB 1348
 Timber industry/products, mass timber products, B&O tax preferences: HB 1443, SB 5467
 Travel agents and tour operators, preferential B&O tax rate, eliminating: HB 2141
 Travel agents, preferential B&O tax rate, eliminating: HB 2157
 Vessels, watercraft excise tax exemption, eligibility of nonprofits: HB 1558
 Veterans of foreign wars, chapters of, sales and use tax exemptions: HB 1307
 Veterans, adaptive agricultural equipment, sales/use tax preferences: HB 1736
 Wineries, domestic, liquor excise tax on certain sales, exemption: HB 1243
 Wireless communications devices, hands-free, sales and use tax exemptions: HB 1474
 Working families' tax credit, converting sales tax exemption to: HB 1527
 Working families' tax exemption, funding with certain surcharges: HB 1681, HB 1778
 Working families' tax exemption, to include use taxes: HB 1681, HB 1778
 Zoological facilities, B&O tax deduction: HB 1323

TAXES - AIRCRAFT EXCISE

Aircraft, commercial, electric-equivalent, or unmanned, taxation of: SSB 5137
 Amount of tax imposed, modifying: SSB 5137

TAXES - AIRCRAFT FUEL

Revenues, sales and use tax, deposits into aeronautics account: HB 1457

TAXES - BUSINESS AND OCCUPATION (See also TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.)

Administration, additional tax, single filing threshold, and general deduction: HB 1677
 Filing date, annual filers: HB 1059
 Filing threshold, increasing: HB 1738
 Filing threshold, raising and simplifying: HB 1677
 Forest products B&O tax rate, delaying expiration of: HB 2121
 Health security trust, repealing certain provisions with creation of: HB 1104
 Magazines and periodicals, printers and publishers, B&O tax provisions: HB 1249, HB 1348
 Manufacturers, various rural, B&O tax structure for, modifying: HB 1249, HB 1348
 Municipal B&O tax, apportionment of gross income: HB 1403
 Natural gas, renewable, B&O taxation: ***HB 1070, CH 202 (2019)**
 Nexus, for B&O tax, modifying: HB 1890, ***SSB 5581, CH 8 (2019)**
 Processors for hire, various rural, B&O tax structure for, modifying: HB 1249, HB 1348
 Rate, on certain services, increasing, when: HB 1343
 Scan-down allowances, on food/beverages, B&O taxation purposes: ***EHB 1354, CH 217 (2019)**
 Surcharge for excessive executive pay ratio, imposing: HB 1681, HB 1778
 Surcharges for workforce education investment, imposing: HB 2158

TAXES - ENHANCED FOOD FISH

Revenues, distribution to city in which fish was landed: HB 1096

TAXES - ESTATE

Deceased spousal unused exclusion amount, transfer for spouse, tax on: HB 2061
 State estate tax, repealing: HB 1620

TAXES - EXCISE

Capital gains tax, imposing: HB 1172, HB 1343
 Capital gains tax, long-term, imposing: HB 2156
 Employer tax, for high capacity transportation systems, nullification: HB 1868
 Heated tobacco products, definition and taxation of: ESSB 5986
 High capacity transportation systems, voter-approved taxes, nullification: HB 1868
 Liquor excise taxes, wine sales by winery, exemption and disbursements: HB 1243
 Lodging, special taxes on sale of: HB 1242, ESSB 5228
 Marijuana, excise tax provisions: HB 1959
 Motor vehicles, various taxes, limiting or repealing: HI 976
 Nexus, for B&O and retail sales tax, modifying: HB 1890, ***SSB 5581, CH 8 (2019)**
 Registration of businesses, with DOR, annual gross receipts threshold for: HB 1738
 Tax structure work group, reauthorizing and expanding: HB 2117, HB 2157
 Vapor products, tax on, levying and collecting: ESSB 5986

TAXES - HAZARDOUS SUBSTANCES

Toxics control accounts, new, hazardous substance tax deposits in: ***ESSB 5993, CH 422 (2019)**

TAXES - LODGING

Affordable workforce housing, modifying definition for revenue use purposes: HB 2110
 Sale of lodging, special excise taxes on: HB 1242, ESSB 5228

TAXES - MOTOR VEHICLE EXCISE

High capacity transportation systems, voter-approved taxes, nullification: HB 1868
 Puget Sound Gateway projects general obligation bonds, revenues for: HB 2132
 Regional transit authorities, tax imposed by, administrative provisions: HB 2021
 Regional transit authorities, tax imposed by, vehicle valuation requirements: HB 2021
 Regional transit authority, central Puget Sound, 2016 excise tax, collection: HB 2123

TAXES - MOTOR VEHICLE FUEL

Motor fuel pumps, fuel tax sticker for display on: HB 1633
 Motor vehicle fund, fuel tax revenues in, distribution of: HB 1508

* - Passed Legislation

Puget Sound Gateway projects general obligation bonds, revenues for: HB 2132

TAXES - PROPERTY (See also TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.)

Alaskan Way viaduct replacement project, Seattle taxing authority: HB 1809
 Collection, refusal to collect, county treasurer liability due to: HB 1437, ***SB 5132, CH 433 (2019)**
 Deferral special assessments and/or real property taxes, provisions: HB 2157
 Delinquent taxes, application of usury laws, when: HB 1926
 Delinquent taxes, home foreclosure due to, taxpayer protections: HB 1105
 Delinquent taxes, refund of taxes paid due to manifest error: ***HB 1852, CH 32 (2019)**
 Game lands, DFW, payments to counties in lieu of property taxes: HB 1662
 High capacity transportation systems, voter-approved taxes, nullification: HB 1868
 Land, current use classification, removal when owned by retired farmer: HB 2087
 Levies, for cities and counties, lid revisions: HB 1718
 Levies, for criminal justice: HB 1718
 Levies, for developmental disabilities and mental health: HB 1718
 Levies, for firefighters' pensions, using for LEOFF benefits funding: ***SSB 5894, CH 320 (2019)**
 Levies, for school district bond payment, simple majority to authorize: HB 1184, HJR 4203
 Levies, for schools, enrichment: HB 1547
 Levies, for schools, lid revisions: HB 1547
 Levies, for schools, state additional, reducing rate: HB 1172
 Levies, for veterans assistance programs: HB 1718
 Levies, for veterans' assistance programs/veterans' assistance fund: HB 1829
 Levies, state, limiting residential real property value subject to: HB 2106, HJR 4208
 Liens for taxes, foreclosure, sale of property as is: ***HB 1634, CH 28 (2019)**, SB 5518
 Limit factor for revenue increases, to include population change and inflation: HB 2145
 Mosquito control districts, application of property tax provisions to: HB 1583, SB 5519
 State property tax, additional for schools, reducing rate: HB 1172
 State property tax, residential real property value subject to, limiting: HB 2106, HJR 4208

TAXES - PUBLIC UTILITY TAX

Filing threshold, annual gross receipts, increasing: HB 1738
 Filing threshold, annual gross receipts, small business exemption, when: HB 1738
 Filing threshold, raising and simplifying: HB 1677
 Surcharge for excessive executive pay ratio, imposing: HB 1681, HB 1778

TAXES - REAL ESTATE SALES EXCISE (See also TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.)

Additional tax, county/city under GMA imposing without voter approval: HB 1679
 Affordable housing, additional tax for: HB 1493
 Affordable housing, revenue use for: ***EHB 1219, CH 73 (2019) PV**, HB 1921
 Deposits of revenue into accounts, various: HB 1542, HB 1680, HB 2156, ***ESSB 5998, CH 424 (2019)**
 Graduated taxation, implementing: HB 1228, HB 2156, ***ESSB 5998, CH 424 (2019)**
 Homeless persons, revenue use for facilities for: ***EHB 1219, CH 73 (2019) PV**
 Housing, development of, certain revenues for: HB 1680
 Rate structure, modifying: HB 1921, HB 2156
 Revenues, depositing in certain accounts: HB 2156, ***ESSB 5998, CH 424 (2019)**
 Sale, when transfer of controlling interest in entity with an interest: ***ESSB 5998, CH 424 (2019)**
 Selling price, when transfer of controlling interest in entity with an interest: HB 1522
 Washington student loan program, revenues to fund: HB 1542

TAXES - SALES (See also TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; TAXES - USE)

Alaskan Way viaduct replacement project, Seattle taxing authority: HB 1809
 Emergency communications systems, maximum tax rate and authorization: HB 1653, ***ESSB 5272, CH 281 (2019)**
 Fairs, state retail sales tax on sales at, deposit into fair fund: HB 1283
 Food, definition, application of: HB 1890, ***SSB 5581, CH 8 (2019)**

High capacity transportation systems, voter-approved taxes, nullification: HB 1868
 Local sales/use, emergency communications systems tax rate: HB 1653, ***ESSB 5272, CH 281 (2019)**
 Local sales/use, for affordable housing, authority to impose: HB 1590
 Local sales/use, for mental health/substance abuse, supplantation using: HB 1718
 Local sales/use, for rural county high-speed internet infrastructure: HB 1800
 Local sales/use, health sciences and services authorities: HB 1659
 Local sales/use, health sciences and services authorities, authority of: HB 1717, ***SB 5596, CH 464 (2019)**
 Local sales/use, in connection with military benefit zones: HB 1386
 Local sales/use, increasing revenue by decreasing state sales tax: HB 2131
 Local sales/use, net losses, mitigating via account transfers: HB 1948
 Local sales/use, revenue for housing and related services: HB 1406, HB 1581
 Marketplace facilitators, nexus threshold and retail sales tax collection: HB 1890, ***SSB 5581, CH 8 (2019)**
 Military benefit zones and financing, sales and use tax authority: HB 1386
 Motor vehicle sales and use tax revenues, deposits into motor vehicle fund: HB 1122
 Motor vehicle sales and use tax revenues, deposits into one Washington road account: HB 2135
 Motor vehicle sales and use taxes, sale between private parties: HB 1806
 Motor vehicle, camper, and travel trailer purchases, revenue for highway use: HB 2135
 Rate, state sales tax, reducing: HB 2131
 Recreational equipment and apparel, sales/use taxes on, imposing: HB 2122
 Remote sellers, nexus threshold and retail sales tax collection: HB 1890, ***SSB 5581, CH 8 (2019)**
 Retail car rental, owner renting via marketplace facilitator as, sales taxation: HB 2071
 Streamlined sales and use tax agreement, compliance with: HB 1890, ***SSB 5581, CH 8 (2019)**

TAXES - SOLID WASTE COLLECTION

Deposits of revenue into public works assistance account, use of: HB 1691

TAXES - TOBACCO PRODUCTS

Tobacco products, definition to include vapor products for taxation: HB 1873
 Vapor products, delivery sale licensees, collecting vapor products tax: HB 1873

TAXES - USE (See also TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.;

TAXES - SALES)

Alaskan Way viaduct replacement project, Seattle taxing authority: HB 1809
 Emergency communications systems, maximum tax rate and authorization: HB 1653, ***ESSB 5272, CH 281 (2019)**
 High capacity transportation systems, voter-approved taxes, nullification: HB 1868
 Local sales/use, emergency communications systems tax rate: HB 1653, ***ESSB 5272, CH 281 (2019)**
 Local sales/use, for affordable housing, authority to impose: HB 1590
 Local sales/use, for mental health/substance abuse, supplantation using: HB 1718
 Local sales/use, for rural county high-speed internet infrastructure: HB 1800
 Local sales/use, health sciences and services authorities: HB 1659
 Local sales/use, health sciences and services authorities, authority of: HB 1717, ***SB 5596, CH 464 (2019)**
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 Local sales/use, revenue for housing and related services: HB 1406, HB 1581
 Military benefit zones and financing, sales and use tax authority: HB 1386
 Motor vehicle sales and use tax revenues, deposits into motor vehicle fund: HB 1122
 Motor vehicle sales and use tax revenues, deposits into one Washington road account: HB 2135
 Motor vehicle sales and use taxes, sale between private parties: HB 1806
 Motor vehicle, camper, and travel trailer purchases, revenue for highway use: HB 2135
 Recreational equipment and apparel, sales/use taxes on, imposing: HB 2122
 Streamlined sales and use tax agreement, compliance with: HB 1890, ***SSB 5581, CH 8 (2019)**
 Vehicles, use tax on, reseller permits: HB 1347

TAXES, GENERALLY (See also REVENUE, DEPARTMENT; TAXES - EXCISE; TAXES - PROPERTY; TITLE ONLY BILLS)

Advisory votes on tax legislation, removing from statutes: SB 5224

Alaskan Way viaduct replacement project, Seattle taxing authority: HB 1809
 Districts, local taxation, rates disclosure: ESSB 5024
 Expenditures, discretionary tax expenditure budget, operating budget to include: HB 1703
 Expenditures, renaming "preferences" as: HB 1703
 Health security trust, repealing certain tax provisions with creation of: HB 1104
 Income tax returns, presidential and vice presidential candidate disclosure: SB 5078
 Income tax returns, presidential candidate disclosure before primary: HB 1698
 Income tax, individual or household, local, prohibiting: HB 1588
 Increases, tax increase legislation, two-thirds majority for approval: HJR 4206
 Local governments' revenue capacity, studying: HB 1008
 Local tax revenues/resources, existing, supplanting of and flexibility with: HB 1718
 Puget Sound taxpayer accountability account, using for education outcomes: HB 1791, *SSB 5851, CH 196 (2019)
 Tax liens, federal, documents exemption from recording surcharges: *HB 1980, CH 136 (2019)
 Tax structure work group, reauthorizing and expanding: HB 2117, HB 2157

TELECOMMUNICATIONS (See also ADVERTISING; TRAFFIC OFFENSES)

211 information system (WIN 211), DSHS contracting for operational support: HB 2126
 211 information system, Washington information and referral access account, creating: HB 2126
 911 enhanced service, person with disability at scene, immediate display: HB 2143
 Bluetooth and telecoil assistive technologies, for persons with hearing loss: HB 1078, *ESB 5210, CH 183 (2019)
 Broadband access, in unserved areas, grant and loan program for: HB 1498, *2SSB 5511, CH 365 (2019)
 Broadband infrastructure, grants and loans to political subdivisions and tribes: HB 1606
 Broadband office, governor's statewide, establishing: HB 1498, *2SSB 5511, CH 365 (2019)
 Broadband services, universal communications services program provisions: HB 1373, HB 1498, *2SSB 5511, CH 365 (2019)
 Call centers, relocation to other country: HB 1960
 Cell phones, as contraband on state correctional institution premises: HB 1871
 Cloud computing solutions and migration, state agency requirements: E2SSB 5662
 Elections, ballots, return by fax or email, eliminating: HB 2111
 Inmates, jails/correctional facilities, communications services contracts for: HB 1751
 Inmates, jails/correctional facilities, telephone calls per week by: HB 1751
 Installations, electrical wiring requirements, exemption: HB 1594
 Internet infrastructure, rural county, state sales tax credit: HB 1800
 Records of providers, AG subpoenas when sexual exploitation of children: HB 1872
 Service providers, in-home, licensing and background checks: HB 1967
 Sexually explicit or intimate images of minors, minors possessing/dealing in: HB 1742
 Universal communications services program, provisions: HB 1373, HB 1498, *2SSB 5511, CH 365 (2019)
 Wireless devices, hands-free, sales and use tax exemptions: HB 1474
 Wireless devices, use during traffic delays, exemption, for whom: HB 1615
 Wireless devices, use when driving in certain zones, penalty increase: HB 1256
 Wireless devices, use when vehicle is stationary, exemption, for whom: HB 1616

TELEVISION AND TELEVISIONS (See also ADVERTISING; NEWS MEDIA)

Broadcasters, radio/television, standard B&O tax deduction for advertising: *HB 2035, CH 449 (2019)
 Candidates, for local offices, airtime: HB 1180
 J.P. Patches show, Patches pal special license plates, creating: HB 1255
 Service providers, in-home, licensing and background checks: HB 1967

THEATERS (See also BUSINESSES; PERFORMING ARTS AND PERFORMANCE FACILITIES)

Amphitheaters, public/entertainment areas of, leasehold excise tax exemption: HB 2164
 Liquor licenses for theaters, requirements: HB 1004, HB 1904, HB 1905

TIME

Daylight saving time, year-round, as official state time: HB 1196, ESSB 5139

TITLE ONLY BILLS

Behavioral health workforce act: HB 2081

Capital budget act of 2019: HB 2177
 Education act: HB 2175
 Fiscal matters: HB 2173
 Fiscal matters act: HB 2176
 K-12 education funding act: HB 2140
 Promoting the economic growth of the video game industry act: HB 2041
 Revenue act of 2019: HB 2169
 State general obligation bonds and related accounts: HB 2178
 State government act: HB 2174
 Tax preferences: HB 2168
 Tax revenue: HB 2167
 Washington climate protection act: HB 2180

TOBACCO AND TOBACCO PRODUCTS

Cigarette-making machines, providing access without license, prosecution for: HB 2098
 Cigarettes, purchasing, selling, or distributing without license, prosecution for: HB 2098
 Heated tobacco products, definition and taxation of: ESSB 5986
 Tobacco and vapor products, powers of liquor enforcement officers: HB 1626
 Tobacco and vapor products, sale to persons under 21, federal legislation to prohibit: SJM 8008
 Tobacco products, definition to include vapor products for taxation: HB 1873
 Tobacco products, legal age for: ***EHB 1074, CH 15 (2019)**
 Vapor products, delivery sale licensees, collecting vapor products tax: HB 1873
 Vapor products, flavored, prohibiting sale of: HB 1932
 Vapor products, legal age for: ***EHB 1074, CH 15 (2019)**
 Vapor products, stewardship program and organizations, establishing: HB 1932
 Vapor products, tax on, levying and collecting: ESSB 5986

TOWING AND TOW TRUCKS

Abandoned vehicles, tow truck operator sales of, sales/use tax exemptions: HB 2016, ***SSB 5668, CH 357 (2019)**
 Emergency or work zones, driver approaching tow truck in, requirements: HB 1469
 Impounded vehicles, auction by operator, moneys as payment of charges: HB 1684
 Impounded vehicles, personal property in, tow truck operator authority: ***SSB 5652, CH 401 (2019)**
 Impounded vehicles, sale of, servicemember exception: HB 1410
 Transporter's license plate indicator tab, fee: HB 1117, ***SB 5230, CH 44 (2019)**

TRAFFIC (See also BICYCLES; DRIVERS AND DRIVERS' LICENSES; MOTOR VEHICLES; PARKING; ROADS AND HIGHWAYS; TRAFFIC SAFETY COMMISSION)

Cameras, traffic safety, authorized use and locations: HB 1793
 Cameras, traffic safety, availability of various documentation: HB 1229
 Cameras, traffic safety, infractions detected via, additional fee: HB 1586
 Cameras, traffic safety, on school buses: HB 1057, HB 1586
 Cameras, traffic safety, using automated license plate recognition systems: HB 1663
 Emergency or work zone vehicles, driver approaching, requirements: HB 1469
 Helmet use by motorcycle, moped, or motor-driven cycle operators: HB 1125
 High occupancy vehicle lanes, penalties for certain violations: HB 1710, ***SSB 5695, CH 467 (2019)**
 License plate recognition systems, automated, use of: HB 1663
 Marine cargo, unregistered vehicles shipped as, operation on public roadways: HB 1254
 Merging, late merge zipper method, in driver training education and testing: HB 1614
 Military surplus vehicles, operation on public highways: HB 1993
 Motorcycles, education, instruction permit, license, and additional penalty: SSB 5303
 Motorcycles, motorcycle operator subsidy program, establishing: SSB 5303
 Motorcycles, motorcycle safety education advisory board, members: HB 1116
 Motorcycles, operator education course, instruction permit, and license: HB 1116
 Motorcycles, profiling by law enforcement, prohibiting: HB 1152
 Narrow track vehicles, definition and on-road operation: HB 1510
 Nonmotorists, active transportation safety advisory council, convening: HB 1723

Nonmotorists, Cooper Jones active transportation safety council, convening: *SSB 5710, CH 54 (2019) PV
 Pedestrian safety advisory council, renaming to include bicyclists: HB 1723, *SSB 5710, CH 54 (2019) PV
 Pedestrians, as vulnerable users of a public way, protections: HB 1966, *SSB 5723, CH 403 (2019)
 Personal delivery devices, applicability of rules of the road to: HB 1325
 Personal electronic devices, use during traffic delays, by whom: HB 1615
 Personal electronic devices, use when vehicle is stationary, by whom: HB 1616
 Scooters, motorized foot, operation of: HB 1772
 Signals and illumination equipment, work contracts: HB 1427, *SB 5179, CH 310 (2019)
 Speed zones, infractions within school, playground, or crosswalk zone: HB 1256
 Vulnerable users of a public way, protections for: HB 1966, *SSB 5723, CH 403 (2019)
 Wireless communications devices, hands-free, sales and use tax exemptions: HB 1474

TRAFFIC OFFENSES (See also CRIMES; MOTOR VEHICLES; TRAFFIC)

Alcohol violations, seizure and forfeiture of property: HB 1269
 Criminal citations or complaints, license suspension when failing to comply: HB 1282
 Driving under the influence, seizure and forfeiture of property: HB 1269
 Driving while license suspended or revoked, fourth degree, creating: HB 1282
 Fines, consolidated payment plans: HB 1489
 High occupancy vehicle lanes, penalties for certain violations: HB 1710, *SSB 5695, CH 467 (2019)
 Impaired driving, provisions: HB 1504
 Personal electronic devices, use during traffic delays, exemption, for whom: HB 1615
 Personal electronic devices, use in stationary vehicle, exemption, for whom: HB 1616
 Physical control of vehicle under the influence, provisions: HB 1269, HB 1504
 Speed zones, infractions within school, playground, or crosswalk zone: HB 1256
 Tires, studded, prohibition in connection with phasing out: HB 1309
 Toll nonpayment, additional fee: HB 1586
 Traffic safety cameras, provisions: HB 1229, HB 1586, HB 1663, HB 1793
 Traumatic brain injury account, traffic offense fee deposits into/use of: HB 1585, HB 1586, *ESSB 5127, CH 181 (2019)
 Wireless devices, use when driving in certain zones, penalty increase: HB 1256

TRAFFIC SAFETY COMMISSION (See also TRAFFIC)

Active transportation safety advisory council, renaming pedestrian council as: HB 1723
 Child restraint systems, information about: HB 1012
 Cooper Jones active transportation safety council, renaming pedestrian council as: *SSB 5710, CH 54 (2019) PV
 Motorcyclists, helmet use pilot program fatality statistics: HB 1125

TRAFFIC SAFETY EDUCATION

Driver training education, late merge zipper method as part of: HB 1614

TRANSPORTATION (See also AERONAUTICS; BOATS AND BOATING; EMERGENCY MANAGEMENT AND SERVICES; MOTOR VEHICLES; PARKING; PUBLIC TRANSIT; RAILROADS; ROADS AND HIGHWAYS; TRANSPORTATION, DEPARTMENT)

Beekeeping, commercial beekeeper drivers: SSB 5694
 Budget, 2019-2021: HB 1160
 Budget, supplemental 2017-2019: HB 1161
 Budget, transportation projects, revenue for: HB 2135
 Delivery devices, personal, regulation of: HB 1325
 Economic and technology advancement advisory committee, appointing: HB 2042
 Electrification, electric vehicle infrastructure, role of utilities: HB 1664
 Electrification, plans, adoption by utilities and PUD's: HB 1127, HB 1512, HB 2042
 Electrification, plans, submission by utilities: HB 1664
 Employer transportation service vehicles, private, park and ride lot use by: HB 1957
 Freight brokers/forwarders, with agreement with carrier, industrial insurance: ESB 5765
 Green transportation capital grant program, establishing: HB 2042
 Liquor, carrier delivery to recipient in state, reporting requirements: HB 1389
 Low-carbon transportation network, advisory committees: HB 2042

Low-carbon transportation network, transitioning to, studying: HB 2042
 Projects of statewide significance, transportation, designation as: HB 1994
 Regional transportation planning organizations, voting membership for tribes: ***EHB 1584, CH 118 (2019)**
 Retail car rental, owner renting via marketplace facilitator as, sales taxation: HB 2071
 Special transportation needs, persons with, private sector providers for: HB 1472
 Transportation network companies, drivers, and vehicles, uniform regulation: HB 2039

TRANSPORTATION COMMISSION

Regina Clark memorial bridge, requesting naming of SR-507 bridge over Skookumchuck river as: HJM 4007

TRANSPORTATION IMPROVEMENT BOARD

Motor vehicle fuel tax revenues, in motor vehicle fund, transfer to board: HB 1508

TRANSPORTATION, DEPARTMENT (See also AERONAUTICS; FERRIES; PUBLIC TRANSIT; ROADS AND HIGHWAYS)

Litter control, highway-focused, funding: 2SSB 5093
 Megaprojects, reporting by DOT: HB 1321
 Pavement condition, preservation rating information for highways, DOT role: ***HB 2038, CH 36 (2019)**
 Projects of statewide significance, transportation, designation as, DOT role: HB 1994
 Surplus DOT property, former owner right of repurchase: HB 1473

TREASURER, STATE

Investment portfolios, separately managed, for governmental entities: HB 1284
 Public works board, treasurer to be member of: HB 1285
 Unclaimed property program, transferring administration to state treasurer: HB 2179

TRUST INSTITUTIONS

Institutions, comprehensive provisions: HB 1171, ***SB 5107, CH 389 (2019)**

UNEMPLOYMENT COMPENSATION

Apprentices, electrical apprenticeship training program, benefits eligibility: HB 1438, ***SB 5398, CH 50 (2019)**
 Caregiving responsibilities, employees with, benefits for: HB 1445
 Community service standards, when receiving benefits: HB 1619
 Employer-employee relationship, under wage and compensation laws: HB 1515, HB 1601
 Federal government employees, "unemployed" when wages not paid: SB 5716
 Misconduct, expanding definition of: HB 2118
 Records, ESD agency privacy officer, designating: HB 1400, ***ESB 5439, CH 81 (2019)**

UTILITIES (See also AIR QUALITY AND POLLUTION; CLIMATE; ENERGY; ENERGY FACILITY SITE EVALUATION COUNCIL; TELECOMMUNICATIONS; UTILITIES AND TRANSPORTATION COMMISSION; WATER POLLUTION)

Bonneville power administration, carbon free Washington act role: HB 1226
 Bonneville power administration, clean energy transformation act role: ***E2SSB 5116, CH 288 (2019)**
 Carbon adder, electrical and gas company use: HB 1211
 Carbon price or tax, enacted, energy independence act repeal if: HB 1226
 City/town utilities, services for tenant, collection of delinquent charges: HB 1705, HB 2069
 Clean energy transformation act, Washington: HB 1211, ***E2SSB 5116, CH 288 (2019)**
 Coal-fired plants and resources, provisions: HB 1211, ***E2SSB 5116, CH 288 (2019)**
 Electric, alternative form of regulation: HB 1128
 Electric, carbon free Washington act, including various tax preferences: HB 1226
 Electric, clean fuels program, revenue use for transportation electrification: HB 1110
 Electric, customer generator use during service interruption, reimbursement: HB 1405
 Electric, customer on-bill repayment program, requiring, when: HB 1642
 Electric, customer-generator premises, net metering on: HB 1129
 Electric, distributed energy resources planning: ***EHB 1126, CH 205 (2019)**
 Electric, electric vehicle infrastructure role: HB 1664
 Electric, eliminating coal-fired power costs and greenhouse gas emissions: HB 1211, ***E2SSB 5116, CH 288 (2019)**
 Electric, fire damage or response costs, actions against utility for: HB 1334

Electric, fuel mix disclosure requirements, modifying: HB 1428
 Electric, interstate carbon/electricity markets integration, stakeholder work group, convening: ***E2SSB 5116, CH 288 (2019)**
 Electric, net metering: HB 1129, HB 1862, ***E2SSB 5223, CH 235 (2019)**
 Electric, sources and uses of electricity by utility, reporting: HB 1428
 Electric, tax rates disclosure: ESSB 5024
 Electric, transportation electrification plans: HB 1127, HB 1512, HB 1664, HB 2042
 Electric, utility net metering, provisions: HB 1862, ***E2SSB 5223, CH 235 (2019)**
 Electric, utility net metering, work group on future of, convening: HB 1862
 Electric, utility wildland fire prevention task force, convening: HB 1334, ***SSB 5305, CH 77 (2019)**
 Electricity consumption, 12-month period, including total on bill: ***E2SSB 5223, CH 235 (2019)**
 Employee of utility, assaulting, as aggravating circumstance: ***HB 1380, CH 219 (2019)**
 Energy conservation targets, on-bill repayment program role: HB 1642
 Energy performance standard, state, early adoption incentive program: HB 1257
 Gas companies, alternative form of regulation: HB 1128
 Gas companies, greenhouse gas emissions reduction measures: HB 1257
 Greenhouse gas planning adder, utility and UTC use: HB 1128
 Hanford nuclear site, healthy energy work group, creating: ***SSB 5627, CH 53 (2019)**
 Hanford nuclear site, healthy energy workers board, developing: ***SSB 5627, CH 53 (2019)**
 Hydroelectric generation, as renewable energy resource for utilities: HB 1232, ***E2SSB 5116, CH 288 (2019)**
 Municipal utilities, tax rates disclosure: ESSB 5024
 Property of utilities, valuation and rate making: HB 1625, SB 5816
 Public utility districts, as retail telecommunications/internet providers: HB 1498, ***2SSB 5511, CH 365 (2019)**
 Public utility districts, public works contract thresholds: ***ESSB 5418, CH 434 (2019) PV**
 Public utility districts, renewable hydrogen production, use, and sale by: ***SSB 5588, CH 24 (2019)**
 Public utility districts, tax rates disclosure: ESSB 5024
 Public utility districts, transportation electrification plans: HB 1127, HB 1512, HB 2042
 Public utility districts, work or materials contracts: HB 1222, ***ESSB 5418, CH 434 (2019) PV**
 Renewable energy systems, encouraging and studying: HB 1862, ***E2SSB 5223, CH 235 (2019)**
 Renewable resources, alternative energy machinery, tax exemptions: HB 1211, ***E2SSB 5116, CH 288 (2019)**
 Renewable resources, clean energy transformation act, Washington: HB 1211, ***E2SSB 5116, CH 288 (2019)**
 Services, beyond city limits, annexation covenant requirement, prohibiting: HB 1737
 Stormwater, highway runoff reduction, local utility charges use plans for: HB 2125, ***SB 5505, CH 435 (2019)**
 Transmission corridors work group, convening: ***E2SSB 5116, CH 288 (2019)**
 Underground facilities, locating, requirements: HB 1006

UTILITIES AND TRANSPORTATION COMMISSION (See also TELECOMMUNICATIONS; UTILITIES)

Greenhouse gas planning adder, utility and UTC use: HB 1128
 Utilities, property of, valuation and rate making, UTC role: HB 1625, SB 5816

VETERANS (See also DISCRIMINATION; MILITARY; MILITARY DEPARTMENT; VETERANS AFFAIRS, DEPARTMENT)

Allied forces, veterans of, remembrance emblem for license plates: HB 2013
 Assistance programs, property tax levy for: HB 1718
 Assistance programs, veterans' assistance fund, property tax levies for: HB 1829
 Austin, Charles "Chuck" Walter, staff sergeant, retired, U.S. marine corps, honoring: ***HR 4637 (2019)**
 College tuition/fees, "resident student," criteria for veteran to qualify as: ***HB 1688, CH 126 (2019)**
 Colleges, veterans attending, mental health counselors for: HB 1716, SSB 5428
 Commitment, involuntary, mental health/substance use disorder, diversion: HB 1759
 Disabilities, veterans with partial, property tax exemption program: HB 1629, HB 2157, ***ESSB 5160, CH 453 (2019)**
 Disabilities, veterans with total, property tax exemption program: HB 1044, HB 1181, HB 1320, HB 1765, HB 1804, HB 2086, HB 2157, ***ESSB 5160, CH 453 (2019)**
 Disabilities, veterans with, adaptive agricultural equipment tax preferences: HB 1736
 Disabilities, veterans with, lifetime pass to state parks for Oregon veterans: HB 1864
 Disabilities, veterans with, recreational/rehabilitation facility, tax exemptions: HB 1972
 Discrimination, based on veteran status, prohibiting: HB 1812

Diversity, equity, and inclusion act, Washington state: HI 1000
 Drivers' licenses, commercial, instructional course waiver for veterans: ESSB 5544
 Drivers' licenses, commercial, skills examination waiver for veterans, discontinuing: ESSB 5544
 Foreign wars, chapters of veterans of, sales and use tax exemptions: HB 1307
 Higher education tuition/fees waiver, eligibility: HB 1178, ESB 5755
 Homeless/at-risk veterans, rural, outreach and resources housing program: HB 1939
 Japanese-American veterans, incarcerated, and civil rights activists, recognizing: ***HR 4610 (2019)**
 Lesbian, gay, bisexual, and transgender coordinator, creating for veterans: HB 1650
 License plates, special, disabled American veteran or former POW plates, criteria: HB 1707
 License plates, special, Purple Heart plates, fees exemption, when: ***HB 2058, CH 139 (2019)**
 License plates, special, remembers plates, creating: HB 2139
 Navy personnel, celebrating and thanking: ***HR 4622 (2019)**
 Suicide, among service members and veterans, statewide plan to reduce: HB 1648
 Veterans service officer program and fund, creating: HB 1448
 World War II, Japanese-American veterans, recognizing: ***HR 4610 (2019)**

VETERANS AFFAIRS, DEPARTMENT (See also VETERANS)

Lesbian, gay, bisexual, and transgender coordinator, creating: HB 1650
 Suicide, service members and veterans, statewide plan to reduce: HB 1648
 Veterans service officer program and fund, creating, department role: HB 1448
 Veterans' assistance, property tax levies for, department duties: HB 1829

VETERINARIANS (See also ANIMALS)

Health sciences library, U. of Washington, online access fee: HB 1555, ***SB 5000, CH 140 (2019)**
 Medication clerks, veterinary: ***SSB 5004, CH 142 (2019)**
 Pets, low-income veterinary services for: ***SSB 5004, CH 142 (2019)**

VICTIMS OF CRIMES (See also CRIMES; DOMESTIC VIOLENCE; ORDERS OF COURT; SEX OFFENSES AND OFFENDERS)

Commercially sexually exploited children statewide coordinating committee: HB 1775
 Commercially sexually exploited youth, receiving center programs: HB 1775
 Commercially sexually exploited youth, transporting to evaluation facility: HB 1775
 Domestic violence and traumatic brain injuries, educational handout for victims: HB 1532
 Gender or gender identity/expression of victim, defenses based on, limiting: HB 1687
 Human trafficking, noncitizen victims and family members, public assistance: HB 1971, SSB 5164
 Prostitution charges, immunity when seeking help due to certain crimes: ***HB 1382, CH 114 (2019)**
 Sexual assault, child victim personal information, confidentiality of: ***HB 1505, CH 300 (2019)**
 Sexual assault, kits, tracking system, and survivors' rights: HB 1166
 Sexual orientation of victim, defenses based on, limiting: HB 1687
 Violence, reproductive health care access improvement for victims/survivors of: ***2SSB 5602, CH 399 (2019)**

VOCATIONAL EDUCATION (See also APPRENTICES AND APPRENTICESHIP PROGRAMS)

Private vocational schools, ombuds office for students, creating: HB 1124
 Private vocational schools, regulating: HB 1124
 Private vocational schools, religious accommodations by: ***SSB 5166, CH 182 (2019)**
 Private vocational schools, student complaint portal, modifications: HB 2014
 Private vocational schools, tuition recovery trust funds and surety bonds: HB 1124, HB 2014

VOLUNTEERS AND VOLUNTEERING

Assisted living facilities and nursing homes, volunteer background checks: HB 1645
 Emergency response workers, active service volunteer services: HB 2078
 Health care settings, workplace violence prevention training for volunteers: HB 1931
 Information, employees and volunteers, records disclosure exemption: HB 1538
 Opportunities in state government, review of: ***SSB 5265, CH 45 (2019)**
 Schools and school districts, prospective volunteer criminal records checks: HB 1833
 Serve Washington, review of volunteer opportunities by: ***SSB 5265, CH 45 (2019)**
 Vedullapalli, Chirag, distinguished finalist, 2019 Prudential spirit of community award: ***HR 4631 (2019)**

Wineries, domestic, production-related work by student interns: ***EHB 1563, CH 112 (2019)**

VULNERABLE ADULTS (See also DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; GUARDIANSHIP; LONG-TERM CARE; SENIOR CITIZENS; UNEMPLOYMENT COMPENSATION)

Abuse and other forms of mistreatment, various provisions: HB 1422
 Abuse or neglect, Christian Science treatment exemption references, removing: HB 1376
 Abuse or neglect, health care faith-based practices exemption, when: HB 1376
 Abuse, vulnerable adult abuse registry, maintaining: HB 1422
 Financial exploitation, various provisions: HB 1422
 Incompetent persons, health care informed consent for: ***EHB 1175, CH 209 (2019)**
 Meals on Wheels, greater Spokane county, honoring: ***HR 4619 (2019)**
 Protection of vulnerable adults, various provisions: HB 1421, HB 1422, ***SB 5359, CH 458 (2019)**

WAGES AND HOURS (See also EMPLOYMENT AND EMPLOYEES; PUBLIC WORKS)

Debt, employer owing to deceased employee, payment of: ***SB 5831, CH 89 (2019)**
 Employees, employee fair classification act, creating: HB 1515, HB 1601
 Employer-employee relationship, under wage and compensation laws: HB 1515, HB 1601
 Health care facilities, certain employees, meal and rest breaks and overtime: HB 1155, HB 2181
 Health care facilities, certain employees, on prescheduled on-call: HB 2181
 Hours worked on computer, for state agency services contracts, verifying: HB 1744
 Liens, wage liens for wage claims on property, comprehensive provisions: HB 1514
 Overtime, by correctional officers: HB 1345
 Railroad yardmasters, hours of service and rest periods: HB 1842
 Scheduling, food service, hospitality, and retail establishment workers: HB 1491
 School employees, leave accumulation maximum amount: HB 1409
 School employees, paid sick leave for, staffing funding allocations to support: HB 2084
 Wage boards, for nonemployee workers, convening: HB 1601
 Wage or salary history, prospective employee's, employer inquiries: HB 1696
 Wage scale or salary range for job title, employer to provide: HB 1696
 Wages and benefits, direct contractor liability for payment: HB 1395
 Wages, federal government failure to fund, employee "unemployed" due to: SB 5716
 Wages, subminimum, certificates for persons with disabilities for, eliminating: ***EHB 1706, CH 374 (2019)**
 Wages, vested vacation time/paid time off as, payment at end of employment: HB 2171
 Whistleblower qui tam actions on behalf of state: HB 1965

WASHINGTON ADMINISTRATIVE CODE

Emergencies, suspending regulatory provisions, governor authority: ***SB 5260, CH 472 (2019)**
 Occupational boards, standing committees to review regulations: HB 1770

WATER (See also WATER POLLUTION)

Districts, irrigation, construction contract bidding: ***ESB 5453, CH 462 (2019)**
 Districts, irrigation, director and secretary bond requirements, removing: ***ESB 5453, CH 462 (2019)**
 Districts, irrigation, elections practices, studying: ***ESB 5453, CH 462 (2019)**
 Districts, water-sewer, commissioner insurance coverage: HB 1241, ***SB 5122, CH 40 (2019)**
 Districts, water-sewer, tax rates disclosure: ESSB 5024
 Districts, water-sewer, unit priced public works contracting use by: ***ESSB 5418, CH 434 (2019) PV**
 Drought conditions, water shortage resiliency and emergency withdrawals: HB 1622
 Droughts, watering and landscaping, homeowners'/condominium associations: HB 1165
 Infrastructure, water infrastructure program, establishing: HB 1889
 Public water systems, health-affecting emerging contaminants: HB 1831
 Reclaimed water, on-site treated nonpotable systems, standards: HB 1747
 Schools, lead in drinking water systems/outlets: HB 1860
 Utilities, individual unit metering, when: HB 1818
 Watersheds, Walla Walla pilot program, extending: HB 1013, ***2SSB 5352, CH 78 (2019)**
 Well drilling, for low-income housing, waiving fees: HB 1982

WATER POLLUTION (See also AIR QUALITY AND POLLUTION; ECOLOGY, DEPARTMENT)

Car wash facilities, commercial, sales and use tax exemptions to support: HB 1115
 Drinking water, lead in school systems/outlets: HB 1860
 Health-affecting emerging contaminants, in public water systems: HB 1831
 Mining, motorized or gravity siphon aquatic, discharges from, prohibitions: HB 1261, ESSB 5322
 Motor vehicle leaks, don't drip and drive program, statewide, developing: HB 1853
 NPDES permit issuance, imidacloprid in shellfish beds: HB 1611
 Reclaimed water, on-site treated nonpotable systems, standards: HB 1747
 Stormwater pollution, reducing, model toxics control program funding for: *ESSB 5993, CH 422 (2019)
 Stormwater pollution, reducing, water infrastructure program role: HB 1889
 Stormwater, runoff on state highways, funds use plans for reducing: HB 2125, *SB 5505, CH 435 (2019)
 Water quality certification, decisions and rule making: HB 1029

WATER RIGHTS

Flows or levels, minimum for public waters, establishing: HB 1979
 Groundwater withdrawals/well drilling, for low-income housing, waiving fees: HB 1982

WEAPONS (See also FIREARMS)

Knives, spring blade, provisions: SB 5782
 Possession, on child care center premises, prohibitions: ESSB 5434
 Possession, on child care center, library, or park premises, prohibitions: HB 1530
 Protection order violations, weapon surrendering and prohibitions due to: HB 1541

WEEDS

Noxious, on state lands, replacing with plants beneficial for pollinators: *SSB 5552, CH 353 (2019)

WILDLIFE (See also HUNTING; ZOOS AND AQUARIUMS)

Airports, using padded body-gripping animal traps: HB 1917
 Bear, black, hunting with dogs, prohibitions: HB 1046
 Cougar, bobcat, or lynx, hunting with dogs, prohibitions: HB 1046
 Critical habitat, to include habitat for bees/pollinators: *SSB 5552, CH 353 (2019)
 Damage by wildlife, agricultural, claims for: HB 1875
 Damage by wildlife, prevention, nonlethal dog pursuit training to aid: *HB 1516, CH 226 (2019)
 Damage by wildlife, protections against: HB 1045
 Deer, whitetail populations in district one of region one: SSB 5525
 Elk, agricultural land damage minimization, studying: HB 2055
 Elk, elk management pilot project, modifying and extending: HB 2055
 Elk, pasture and fencing damage, pilot compensation program for: HB 2055
 Marbled murrelet, long-term conservation strategies: HB 1546
 Orcas, southern resident, commercial whale watching regulation: HB 1580, *2SSB 5577, CH 291 (2019)
 Orcas, southern resident, killer whale task force recommendations: HB 1579
 Orcas, southern resident, protections and recovery: HB 1579, HB 1580, *2SSB 5577, CH 291 (2019)
 Sea lions, managing through hunting or bounty programs: HJM 4001
 Sea lions, maximum lethal take to enhance salmon recovery: HB 1824
 Whale watching, boating safety education program materials on: *SB 5918, CH 293 (2019)
 Whales, orca, unmanned aerial systems approaching: HB 1341
 Wolves, gray, lethal removal criteria: HB 1639
 Wolves, gray, nonlethal removal or relocation, requiring: HB 1045
 Wolves, gray, review of listing status by DFW: HB 2097
 Wolves, gray, translocation to Bainbridge Island sanctuary: HB 1639
 Wolves, NE Washington management grant, advisory board, members of: HB 2097
 Wolves, wolf-livestock conflict response and proactive nonlethal deterrents: HB 2097

WOMEN (See also ABORTION; CHILDREN; DISCRIMINATION; HEALTH CARE FACILITIES; HOUSE RESOLUTIONS; MARRIAGE AND MARRIED PERSONS; SENATE RESOLUTIONS; SEX OFFENSES AND OFFENDERS; SPORTS AND RECREATION; WAGES AND HOURS)

Breast milk, expressing, employer accommodation of: HB 1930

Clark, Regina, petty officer, naming SR-507 bridge as Regina Clark memorial bridge: HJM 4007
 Contraception, reproductive health care access for all act: HB 1612, ***SSB 5602, CH 399 (2019)**
 Correctional system, women's specific programs and related matters, studying: SSB 5876
 Corrections, department of, gender-responsive and trauma-informed work group, establishing: SSB 5876
 Crime victim's gender, defenses based on, limiting: HB 1687
 Diversity, equity, and inclusion act, Washington state: HI 1000
 Engle, Helen, life and work of, recognizing and honoring: ***HR 4628 (2019)**
 Female genital mutilation, performing on a minor, class B felony: HB 2000
 Female genital mutilation, performing, as unprofessional conduct, when: HB 2000
 Feminine hygiene products, sales and use tax exemptions: HB 1053
 Girl scouts, honoring girl scout movement: ***HR 4625 (2019)**
 Hospitals, access to care policies for reproductive health care: HB 1686, ***SSB 5602, CH 399 (2019)**
 Huerta, Dolores, April 10 as Dolores Huerta day: ***HB 1906, CH 10 (2019)**
 Indecent exposure, by biological male or female in other-sex restroom: HB 2088
 Mastectomies, contralateral prophylactic, insurance coverage: HB 1968
 Military spouse status, prohibiting discrimination based on: HB 1812
 Native American, missing and murdered, liaisons and task force, establishing: HB 1713
 Parents with minor children, sentencing alternative to total confinement: E2SSB 5291
 Political parties, state committees, opposite-sex members requirement, removing: HB 1190
 Pregnant women, medicaid for, when: HB 1186
 Public office, women in, supporting by celebrating women in public office day: ***HR 4624 (2019)**
 Reproductive health care access for all act: HB 1612, ***SSB 5602, CH 399 (2019)**
 Samuelson, Joan Benoit, renaming Olympia's Marathon Park after: SCR 8403
 Sharon Park, Sister, honoring for community service: ***HR 4636 (2019)**
 Women, infant, and children farmers market nutrition program, fruit/vegetable benefit: HB 1587
 Women, maternal mortality reviews and data-sharing: HB 1369, ***SSB 5425, CH 317 (2019)**

WORKER TRAINING AND WORKFORCE NEEDS (See also APPRENTICES AND APPRENTICESHIP PROGRAMS)

Adult diploma and workforce training program, Washington, establishing: HB 1903
 Behavioral health professions, opportunity grant and scholarship programs: HB 1850, SB 5635
 Behavioral health, workforce academic and career pathway programs: SSB 5633
 Building trades, education-based apprenticeship preparation program: HB 1418
 Care workers, care worker research and resource center, creating: HB 1851
 Career connected learning cross-agency work group and grant program: HB 1336, E2SSB 5327
 Career connected learning cross-agency work group, establishing: HB 2158
 Career connected learning grant program, establishing: HB 2158
 Educator workforce, expanding supply, multiple strategies: HB 1139
 Hospitality industry, opportunities for employment in hospitality grant: HB 1556
 Military spouses, employment opportunities through recruitment program: HB 1328
 Petroleum/petrochemical high hazard facilities, skilled and trained workforce: HB 1817
 Port district worker development and training programs, provisions: ***HB 1568, CH 117 (2019)**
 Programs, higher education, for academic and career success: HB 1735
 Students, high school, WorkSource employment and training services use by: HB 2183
 Teachers, educator workforce supply, expanding via multiple strategies: HB 1139
 Workforce education investment, B&O tax surcharges for: HB 2158
 Workforce education investment, Washington students for Washington jobs: HB 2158

WORKERS' COMPENSATION

Claims, closure of, self-insured employer communication of: HB 1682
 Employer-employee relationship, under wage and compensation laws: HB 1515, HB 1601
 Hanford nuclear site, workers, occupational disease presumption for cancer: ***HB 1490, CH 108 (2019)**
 Industrial insurance, claim records, confidentiality and employer review: HB 1909
 Industrial insurance, employee fair classification act, creating: HB 1515, HB 1601
 Industrial insurance, freight broker/forwarder with agreement with carrier: HB 1961, ESB 5765
 Industrial insurance, self-insurers, various provisions: HB 1682, ***SSB 5474, CH 190 (2019)**

Industrial insurance, task force on choice and competition, establishing: HB 2025
Industrial insurance, wages and lost earning capacity of workers: HB 1492
Occupational disease presumptions, advisory committee on, creating: ***HB 1913, CH 133 (2019)**
Occupational disease presumptions, firefighters and fire investigators: ***HB 1913, CH 133 (2019)**
Occupational disease presumptions, law enforcement officers: ***HB 1913, CH 133 (2019)**
Occupational disease presumptions, various medical conditions: ***HB 1913, CH 133 (2019)**

WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD (See also EMPLOYMENT SECURITY DEPARTMENT; VOCATIONAL EDUCATION)

Career connected learning opportunities, board role: HB 1336, E2SSB 5327
Complaints, student complaint portal, modifications, board role: HB 2014
Health care stakeholder group, care worker research and resource center: HB 1851
Postsecondary institutions, performance of, board role in evaluating: HB 2014
Private vocational schools, regulating, board role: HB 1124

ZOOS AND AQUARIUMS

Cultural access programs, same requirements for all counties: HB 1435, SB 5792
Metropolitan park districts, with zoo or aquarium, commissioner compensation: ***HB 1092, CH 198 (2019)**, SB 5036
Zoological facilities, B&O tax deduction: HB 1323